

CENTRAL INFORMATION COMMISSION

Room No. – 308, 2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi – 110066.
Website: cic.gov.in

File No. CIC/KY/A/2016/001231

Appellant : Shri Narender Bhambu
VPO: BodiWalaPitha, Teh+Dist.-Fazilka
Punjab

Public Authority : The Asstt. Director (SFS) HIG & CPIO
DDA, 3rd Floor, D-Block, Vikas Sadan
INA, New Delhi-110023

Date of Hearing : 03.10.2016

Date of Decision : 03.10.2016

Presence:

Appellant : Absent
CPIO : Shri Dileep Singh, Asst. Director & PIO

FACTS:

- I. Vide RTI application dated **14.03.2016**, the Appellant sought information on **4 issues**.
- II. CPIO, vide his responses dated **01.07.2016**, **03.08.2016**, **04.08.2016**, **02.09.2016** & **27.09.2016**, reportedly provided the required information to the appellant.
- III. The First Appeal (FA) was filed on **26.05.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), is not on record.
- V. Grounds for the Second Appeal filed on **12.07.2016**, are contained in the Memorandum of Second Appeal.

HEARING

Appellant opted to be absent despite of our due notice to him. Respondents appeared before the Commission personally and made the submissions at length.

DECISION

It is pertinent to mention here that the appellant, vide his RTI Application dated **14.03.2016**, sought information from the respondents on **4 issues**. Respondents, vide their response dated **01.07.2016**, **03.08.2016**, **04.08.2016**, **02.09.2016** & **27.09.2016**, provided the required information to the appellant. Being aggrieved by the aforesaid response, FA was filed by the appellant on **26.05.2016** before the FAA, who **could not take up** the same for its disposal **for the reasons best known to him**. Hence, a Second Appeal before this Commission.

2. The Commissioner heard the submissions made by respondents at length. The Commission also **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **14.03.2016**, respondent's response dated **01.07.2016, 03.08.2016, 04.08.2016, 02.09.2016 & 27.09.2016**, other material made available on record and also the grounds of memorandum of second appeal.
3. By virtue of **position** above and in the **circumstances** of the case, the Commission is of the considered view that it is a fit case to be **remanded back** to learned FAA with a direction to dispose of the Appellant's FA filed on **26.05.2016, in accordance with the provisions of RTI Act 2005**, and after giving an opportunity to the appellant of being heard, **within 30 days** from the date of receipt of this order under intimation to the Commission. As such, the case is **remanded back**.
4. The appellant is further granted a **liberty** to move a second appeal, under **section 19(3) of the RTI Act 2005**, before this Commission, in case, he is not satisfied with the decision of the FAA on the FA.

With these observations, the appellant's second appeal is hereby disposed of.

Sd/-
(M.A. Khan Yusufi)
Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)
Deputy Secretary

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