

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/2016/001275

Appellant : Shri. Pawan Kumar Sharma
C-10/27, 1st Floor, Sec-15, Rohini
Delhi-110089

Public Authority : The CPIO
ICAI, ICAI Bhawan, Indraprastha Marg,
New Delhi-110002

Date of Hearing : 27.09.2016
Date of Decision : 27.09.2016

Presence:

Appellant : Absent
CPIO : Shri Dinesh Kumar Mishra, Asst. Secretary & CPIO

FACTS:

- I. Vide RTI application dated **03.05.2016**, the Appellant sought information on **sole issue**.
- II. CPIO, vide its response dated **02.06.2016**, reportedly not provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **16.06.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **14.07.2016**, upheld the decision of CPIO.
- V. Grounds for the Second Appeal filed on **23.07.2016**, 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 would be seen here that the appellant, vide his RTI Application dated **03.05.2016**, sought information from the respondents on **sole issue**. Respondents, vide their response dated **02.06.2016**, allegedly asked the appellant to deposit the requisite fee of ` 86/- for getting the required information, running into 43 pages, from the respondents. Being aggrieved by the aforesaid response, FA was filed by the appellant on **16.06.2016** before

the FAA, who vide his order dated **14.07.2016**, upheld the decision of CPIO. Hence, a Second Appeal before this Commission.

2. It is pertinent to mention here that the CPIO, vide his response dated **31.01.2014**, asked the appellant to deposit the requisite fee of `86/- for getting the required information, running into 43 pages, from the respondents.
3. In view of the **position** above and in the **circumstances** of the case, the Commission feels that it would be appropriate and even justified to **waive** the requisite fee (`86/-, which needs to be deposited by the appellant) in the **interest of work** and also to **full fill the very object of RTI Act 2005**. Therefore, it is **waived accordingly**.
4. 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 **03.05.2016**, respondent's response dated **02.06.2016**, FAA's order dated **14.07.2016**, other material made available on record and also the grounds of memorandum of second appeal.
5. By virtue of the position above, the respondents are hereby directed to provide the **complete & categorical** information, **issue-wise**, to the appellant as per his RTI application, **in accordance with the provisions of RTI Act 2005**, within 30 days from the date of receipt of this order under intimation to this Commission. **If need be, Section 5(4) of the RTI Act 2005 may also be invoked in the matter.**

The Appeal is disposed of accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)

Deputy Secretary

The CPIO

ICAI, ICAI Bhawan, Indraprastha Marg,

New Delhi-110002

Shri. Pawan Kumar Sharma

C-10/27, 1st Floor, Sec-15, Rohini

Delhi-110089