

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/2016/001279

Appellant : Shri Shivlakhan Sinha
C/o. Late Sh. Ramdev Singh
Mo-Devriya, KargilChowkPurab
Post+Dist. Jahanabad-804408

Public Authority : The CPIO
CAG, O/o. the Accountant General (A&E) Bihar
Mahalekhakar Bhawan, Veerchand Patel Path Patna, Bihar-800001

Date of Hearing : 04.10.2016
Date of Decision : 04.10.2016

Presence:

Appellant : Shri Shivlakhan Sinha
CPIO : Shri Sunil Kumar, Accounts Officer

FACTS:

- I. Vide RTI application dated **09.07.2015**, the Appellant sought information on **sole issue**.
- II. CPIO, response is not on record.
- III. The First Appeal (FA) was filed on **23.08.2015**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **01.09.2015**, disposed of the FA.
- V. Grounds for the Second Appeal filed on **05.12.2015**, are contained in the Memorandum of Second Appeal.

HEARING

Appellant as well as respondent 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 **09.07.2015**, sought information from the respondents on **sole issue**. Respondents, vide their response dated **29.06.2015 & 17.07.2015**, allegedly provided the required information to the appellant. Being aggrieved by the aforesaid response, FA was filed by the appellant on **23.08.2015** before the FAA, who vide his order dated **01.09.2015**, disposed of the FA.

2. During hearing of the appeal, it is submitted by Shri Sunil Kumar, Accounts Officer, that the CPIO, vide his latest response dated **29.06.2015 & 17.07.2015**, has provided the required

information to the appellant. However, it is submitted by the appellant that he has not received the CPIO's responses dated **29.06.2015 & 17.07.2015**. At this, in the interest of work and to keep the very object of RTI Act 2005, under the directions of Hon. Commissioner copy of CPIO's responses dated **29.06.2015 & 17.07.2015** was handed over to Shri Shivilakhan Sinha and he has received the same accordingly and failed to show any sort of objection thereon. Thus, it is legally inferred that he is fully satisfy with the reply.

3. The Commissioner heard the submissions made by appellant as well as respondents at length. The Commission also **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **09.07.2015**, respondent's responses dated **29.06.2015 & 17.07.2015**, FAA's order dated **01.09.2015**, other material made available on record and also the grounds of memorandum of second appeal.
4. In view of the **position** above and in the **circumstances** of the case, the Commission is of the considered view that the respondents have provided the required information to the appellant in terms of **Section 2(f) of the RTI Act 2005**. In view of this, the Commission feels that the appellant's second appeal becomes **redundant** in this regard. Thus, the appellant's second appeal deserves to be **dismissed**. Therefore, it is **dismissed**.

The Appeal is dismissed accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)

Deputy Secretary

The CPIO

CAG, O/o the Accountant General (A&E) Bihar

Mahalekhakar Bhawan, Veerchand Patel Path Patna, Bihar-800001

Shri Shivilakhan Sinha

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