

# CENTRAL INFORMATION COMMISSION

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

File No. CIC/KY/A/2016/001281

Appellant : Shri Gorakh Nandan Vishwakarma  
S/o. Sh. Ram Nath Vishwakarma  
B-59, Birla Colony, Phoolwari Sharif, Patna  
Bihar-801505

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

Date of Hearing : 06.10.2016  
Date of Decision : 06.10.2016

## Presence:

Appellant : Absent  
CPIO : Absent

## FACTS:

- I. Vide RTI application dated **04.06.2016**, the Appellant sought information on **4 issues**.
- II. CPIO, vide its response dated **20.06.2016**, has provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **25.06.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), is not on record.
- V. Grounds for the Second Appeal filed on **28.07.2016**, are contained in the Memorandum of Second Appeal.

## HEARING

**Appellant as well as respondent opted to be absent despite of our due notice to them.**

## DECISION

It would be seen here that the appellant, vide his RTI Application dated **04.06.2016**, sought information from the respondents on **4 issues**. Respondents, vide their response dated **20.06.2016**, allegedly provided the required information to the appellant. Being aggrieved by the aforesaid response, FA was filed by the appellant on **25.06.2016** 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 **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **04.06.2016**, respondent's response dated **20.06.2016**, other material made available on record and also the grounds of memorandum of second appeal.
3. 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 **25.06.2016**, **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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