

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
Tel : +91-11-26186535

Appeal No. CIC/BS/A/2016/001875

Appellant: Mr. Dheeraj Vajpai,
12, Khadri Mohalla , Near Janta Bakery,
Saharanpur Chowk,
Dehradun, (9458157298).

Respondent: Central Public Information Officer
TDM, BSNL,
O/o. Telecom Distt. Manager,
Shahjahanpur-242001.

Date of Hearing: 18.07.2017

Dated of Decision: 18.07.2017

ORDER

Facts:

1. The appellant filed RTI application dated 28.12.2015 seeking information regarding: copy of note-sheet/remarks with respect to the inquiry done by the department on the application of Smt. Kamla Vajpai dated 30.09.2015; stage of the departmental inquiry; number of landline connections working on 31.12.2010 in Distt. Shahjahanpur, etc.
2. The CPIO responded on 28.01.2016 and provided requested information. The appellant filed first appeal dated 25.02.2016 with First Appellate Authority (FAA). The response of FAA is not on record. The appellant filed second appeal on 04.07.2016 before the Commission on the ground that information has not been provided to him.

Hearing:

3. The appellant participated in the hearing through VC. The respondent participated in the hearing through audio-call.

4. The appellant referred to his RTI application dated 28.12.2015 and stated that information was denied to him by the respondent.

5. The appellant stated that the respondent in his reply dated 28.01.2016 (on point nos. 1 & 2) stated that grievance cannot be redressed under the RTI Act and for the other points (on point nos. 3 to 5), the respondent denied the information under Section 8(1)(d) of the RTI Act, which is wrong.

6. The appellant stated that Smt. Kamla Vajpai is his mother and an old lady and her telephone connection was disrupted from 31.12.2012. Various complaints were made by her, but to no avail. The appellant stated that till date, the said telephone was not working and it caused her inconvenience.

7. The appellant stated that her mother filed a complaint dated 30.09.2015 but she was not informed about the action taken on the same.

8. The respondent stated that on 30.09.2015, they have received the complaint of Smt. Kamla Vajpai and her telephone connection was restored to normal. The respondent stated that no complaint was made thereafter. The respondent stated that it is wrong to say that the said telephone was not working from the year 2012.

Discussion/ observation:

9. The Commission is of the view that the defense taken by the respondent in his reply dated 28.01.2016 is not sustainable. The respondent should give point-wise reply/information to the appellant on his RTI application dated 28.12.2015. The respondent is also directed to inform the appellant about the dates of last 6 months when the said telephone number was 'not' working.

Decision:

10. The respondent is directed to comply with para no. 9 above, within 15 days from the date of receipt of this order.

11. The respondent is advised to immediately restore/reactivate the telephone connection of appellant's mother i.e. Smt. Kamla Vajpai.

12. The Deputy Registrar is directed to fix a hearing in the matter after 15 days for compliance.

Copy of the order be given to the parties free of cost.

Sd/-

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

Sd/-

(S.C. Sharma)

Dy. Registrar

CENTRAL INFORMATION COMMISSION

Appeal No. CIC/BS/A/2016/001875

Adjunct Order dated 09.08.2017

Facts:

1. The matter was earlier heard on 18.07.2017. The matter is listed today for compliance.

Hearing:

2. The appellant and the respondent did not participate in the hearing.

Discussion/ observation:

3. The compliance of the respondent is not on record.

Decision:

4. The respondent is directed to comply with order dated 18.07.2017.
5. The respondent is directed to show cause why action should not be taken for contravening the provisions of the RTI Act including not attending the hearing, within 15 days of receipt of this order.
6. Dy. Registrar is directed to relist the matter after 15 days of this order

Copy of the order be given to the parties free of cost.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar