

CENTRAL INFORMATION COMMISSION

August Kranti Bhawan, Bhikaji Cama Place,
New Delhi-110066

F.No. CIC/SA/A/2016/002020

Date of Decision : 13.09.2017
Complainant/Appellant : Mr Shyam Kunwar
Respondent : CPIO DAV Senior Sec Sachool New
Delhi
Information Commissioner : Shri Yashovardhan Azad

Decision:-

1. The appellant has sought certain information vide his RTI application dated 17.12.2015.
2. Upon non receipt of any response, the appellant approached the Commission with the appeal dated 29.02.2016.
3. It is evident from bare perusal of the matter at hand that the appellant has sought information from a private limited company and not a public authority, as defined under provisions of the Section 2 (h) of the RTI Act, as follows:

Section 2(h): "public authority" means any authority or body or institution of self-government established or constituted—

(a) by or under the Constitution;

(b) by any other law made by Parliament;

(c) by any other law made by State Legislature;

(d) by notification issued or order made by the appropriate Government, and includes any-

(i) body owned, controlled or substantially financed;

(ii) non-Government organisation substantially financed, directly or indirectly by funds provided by the appropriate Government;

The Respondent in the instant case does not fulfill any of the criteria as envisaged in the Act and is certainly a private entity. Thus it is not amenable to the provisions of the RTI Act and accordingly, it is beyond the scope and jurisdiction of the CIC.

The appeal is accordingly dismissed.

(Yashovardhan Azad)
Information Commissioner

