

CENTRAL INFORMATION COMMISSION

2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066

Decision No. CIC/CC/A/2015/002099/SB

Dated 20.09.2016

Appellant : Shri Sandeep Pahal,
306, Western Kutchery Road,
Meerut, UP.

Respondent : Central Public Information Officer,
Department of Personnel & Training,
North Block, New Delhi-110 001.

Date of Hearing : 20.09.2016

Relevant dates emerging from the appeal:

RTI application filed on : 03.11.2014

First appeal filed on : 29.12.2014

Second Appeal filed on : 16.02.2015

ORDER

1. Shri Sandeep Pahal filed an application dated 03.11.2014 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Department of Personnel & Training (DoPT) seeking information on twelve points pertaining to National Commission for Minority Educational Institutions (NCMEI).

2. The appellant filed a second appeal dated 16.02.2015 before the Commission on the grounds that he has not been provided any information.

Hearing:

3. The appellant Shri Sandeep Pahal was not present despite notice. The respondent Smt. Manjula Juneja, Under Secretary, DoPT was present in person.

4. The respondent submitted that information could not be provided to the appellant as the RTI application was not received in the respondent office. However, the first appeal was received and the same was disposed of by the FAA vide order dated 09.01.2015 wherein, the appellant was informed that in the absence of the RTI application, no action could be taken by the Department.

Decision:

5. The Commission, after hearing the respondent and perusing the records, observes that the RTI application was not received with the respondent and therefore, information could not be provided. The Commission, further observes that the RTI application of the appellant bears a wrong address of the respondent office and therefore the wrong address might have contributed to the non-receipt of the RTI application in the DoPT. Due to absence of the RTI application, no further action can be initiated. However, if the appellant stills wants the information, he may file a fresh RTI application with the appropriate Public Authority.

6. With the above observations, the appeal is disposed of.

7. Copy of decision be given free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer