

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/2015/002145

Appellant: Mr. Pramod Kumar Mishra
Satai Road, Chhattarpur,
Ankur higher school, Madhya Pradesh

Respondent: Central Public Information Officer
Supdt. Deptt. Of post, O/o Supdt.
Deptt. Of post, Chhattarpur Sambhag
Chhattarpur - 471001, M.P

Date of Hearing: 02.03.2017

Dated of Decision: 02.03.2017

ORDER

Facts:

1. The appellant filed RTI application dated 10.01.2015 seeking information regarding that to whom and on what date receipt no ARI200717009IN has been given against a postal article and to furnish the acknowledgment of receipt of the same.
2. The CPIO responded on 05.02.2015. The appellant filed first appeal dated 14.02.2015. The FAA responded on 09.03.2015. The appellant filed second appeal on 12.05.2015 before the Commission on the ground that information should be provided to him.

Hearing:

3. Both appellant and respondent participated in the hearing through video conferencing.
4. Appellant referred to his RTI application dated 10.01.2015 and stated that vide respondents letter dated 14.01.2015, he was asked

to deposit the required fees for supplying information. Appellant further stated that vide respondent letter dated 05.02.2015 he was denied information on the grounds of 'third party' information. Thus, the respondent suddenly changed his mind and decided not to provide information.

5. Respondent stated that they appellant had not mentioned in his RTI application that the sought for information relates to third party information therefore vide their letter dated 14.01.2015 they have asked the appellant to deposit the required fees. Respondent further stated that vide their letter dated 05.02.2015 they have denied the information the ground of 'third party' information.

Discussion/ observation:

6. The Commission observed that required information relates to the third party information and hence cannot be provided as per the RTI Act.
7. The Commission further observed that it is the duty of the respondent to check whether the sought information relates to a 'third party' and only then they should ask for fees from the appellant for providing information. The Department of Posts should not commit mistakes like this.

Decision:

8. Respondent is directed to take action against the official/officer responsible for such a mistake and ensure that such mistakes do not recur.

The appeal is disposed of. 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