

CENTRAL INFORMATION COMMISSION
August Kranti Bhawan, Bhikaji Cama Place,
New Delhi-110066

F. No. CIC/YA/A/2016/002365

Date of Hearing : 21.09.2017
Date of Decision : 21.09.2017
Appellant/Complainant : M.S. Gupta
Respondent : PIO /Ministry of Health & FW
Through:-
Vinod Kumar, Under Secy
Jatin Singh, Asstt. Section Officer
Deptt. of Health Research
Information Commissioner : **Shri Yashovardhan Azad**

Relevant facts emerging from appeal:

RTI application filed on : 15.03.2016
PIO replied on : 29.03.2016
First Appeal filed on : 11.04.2016
First Appellate Order on : 22.04.2016
2nd Appeal/complaint received on : 06.07.2016

Information sought and background of the case:

Vide RTI application dated 15.03.2016 sought action taken on his applications/letters sent to Directorate of Health Research and certified copies of notesheet/documents relating to his service matter. CPIO vide letter dated 29.03.2016 furnished information/photocopies of documents as available on record. Being dissatisfied, the appellant filed an appeal. The FAA vide order dated 22.04.2016 upheld the decision of CPIO. Feeling aggrieved, the appellant approached the Commission.

Relevant facts emerging during hearing:

Both parties are present for hearing. Appellant states that leave applications submitted by him on 02.09.2015 and few more relating to period between 01.09.2015 to Nov 2015 have not been provided to him. The appellant narrated that he suffered severe injury while he was in employment, and being unable to join service, he informed his employers by two letters dated

02.09.2015 and 14.09.2015 and hence he seeks to know what action was taken on the said two letters.

Respondent states that all but one application were found. He narrated a background that appellant was informed repeatedly, after his first leave application, to join back in his service failing which it would be viewed as notice of termination. Continued inaction on the part of the appellant despite repeated reminders, led to termination of his contract.

Decision:

After hearing parties and perusal of record, the Commission directs the Respondent to provide a chronological sequence of events since receipt of the leave application dated 02.09.2015, culminating into the termination of service contract of the appellant, including specifically the acknowledgement of receipt of the two letters dated 02.09.2015 and 14.09.2015 and action taken thereupon. The order shall be complied with within two weeks of the receipt of this order.

The appeal is disposed of with the above directions.

(Yashovardhan Azad)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

(R.P.Grover)
Designated Officer

Copy to:-
