

**B hCENTRAL INFORMATION COMMISSION**

**2nd Floor, 'B' Wing, August Kranti Bhawan,**

**Bhikaji Cama Place, New Delhi -110066**

**Tel : +91-11-26186535**

**Appeal No. CIC/YA/A/2016/002370**

**Complaint No. CIC/YA/C/2016/900259**

Appellant: Sh. Senthil Kumar  
No. 9, 20<sup>th</sup> Street,  
DAE Township, Kalpakkam,  
Kancheepuram(DT.)  
Tamil Nadu.

Respondent: 1. Central Public Information Officer  
Chief Admn. Officer  
Deptt. Of Atomic Energy,  
RRCAT, Indore-452013.

2. CPIO, Under Secy.  
Deptt. Of Atomic Energy,  
Anushakti Bhavan,  
Mumbai-400001.

Date of Hearing: 08.08.2017

Dated of Decision: 08.08.2017

**ORDER**

**Facts:**

1. The appellant filed RTI application dated 07.05.2016 seeking information on Office Memorandum No. 15(8)/1/2000/CAT/R&DI/165 dated 25.08.2015 “regarding the official who has joined as ‘Technician’ in one of DAE unit while he was pursuing his higher studies UG Course through correspondence has acquired UG additional qualification in B.Sc/Diploma after joining the Deptt. with intimation to the department and he after completing the UG Course has applied for an open call fare Advertisement (Direct recruitment) in the same DAE Unit (or) another DAE unit through proper channel. On successful selection for the post of scientific assistant-B by the selection interview committee the administrative personal has asked the selected candidate to tender Technical Resignation

from his earlier Technician post and subsequently joined as scientific assistant-B (Direct Recruitment) for which he applied against the open call advertisement. Based on his Technological or scientific experience, based on performance during interview the standing selection committee granted advance increments". The appellant wanted to know whether above mentioned O.M. is applicable to this case.

2. The CPIO responded on 17.05.2016 informing the appellant that his RTI application has been transferred to the concerned PIO for furnishing information. The appellant filed second appeal dated 17.7.2016 before the Commission on the ground that information should be provided to him.

**Hearing:**

3. The respondent Mr. Sriram S, Under Secretary(R&D-I) and Mr. Oommen T. Alex, Chief Administrative Officer participated in the hearing through video conferencing. The appellant did not participate in the hearing.

4. The respondent stated that vide letter dated 2.8.2016 they had informed the appellant that his queries are interrogative in nature and not related to records and as such do not come under the ambit of RTI Act, 2005.

**Discussion/Observation:**

5. The respondent should provide to the appellant (on point 5 of the RTI application) attested copy of office memorandum granting powers to standing selection committee to recommend advance increments in direct recruitment as per FR 27 (or) any other Rules/norms, free of cost, within 15 days of receipt of this order.

**Decision:**

6. The respondent is directed to take action as per para 6.

The appeal/complaint 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**