

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
Tel : +91-11-26186535

Complaint No. CIC/BS/C/2016/000034

Complainant: V N Sharma,
107, Ajeet Colony, Jodhpur-342001,
Rajasthan. (9314712007).

Respondent: Central Public Information Officer,
Chief GM, Deptt. of Telecom,
O/o Chief General Manager,
Telecom Circle, DOT Cell,
Sardar Patel Marg, C-Scheme, Jaipur.

Date of Hearing: 27.04.2017

Dated of Decision: 27.04.2017

ORDER

Facts:

1. The complainant filed RTI application dated 16.09.2015 seeking information regarding the payment for his mediclaim of Rs. 25,670/- dated 25.06.2015.
2. The CPIO response, first appeal and the FAA response are not on record. The complainant filed a complaint on 11.01.2016 before the Commission on the ground that information should be provided to him.

Hearing:

3. The complainant did not participate in the hearing. The respondent participated in the hearing through video conferencing.
4. The respondent stated that the subject matter of this RTI application does not pertain to BSNL. This RTI application had been sent to the respondent, though it should have been addressed to the Department of Telecom (DoT). He further stated that the complainant is not a BSNL employee. The complainant is

an employee of DoT. Only the Controller of Communication Accounts, DoT can provide the sought for information to the complainant.

Discussion/ observation:

5. On perusal of the record, it is seen that receipt of this RTI application has been refused by an official of the BSNL. Refusal to accept an RTI application (even if it does not relate to the Public Authority) is punishable under section 20(1) of the RTI Act. The respondent should, therefore, conduct an enquiry into the matter and submit a report to the Commission within 15 days from the date of this order to enable decision on penalty. Further, the respondent should transfer this RTI application u/Section 6(3) of the RTI Act to the CPIO, CCA (DoT Cell), Jaipur within 5 days from the date of receipt of this order. Thereupon, the CCA (DoT) should provide a reply to the complainant within the next 30 days.

Decision:

6. The respondent should take action as per para 5 above.

7. The Deputy Registrar is directed to send a copy of this complete RTI file along with all enclosures to the present respondent as well as to the CPIO, CCA (DoT Cell), Jaipur.

The 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

Copy to:-

The CPIO,
O/o The Controller of Communication Accounts,
Rajasthan Telecom Circle (DoT Cell),
Department of Telecom,
Jhalana Doongri, Jaipur-302004.