

**CENTRAL INFORMATION COMMISSION**  
**Baba Gang Nath Marg, Munirka**  
**New Delhi -110067**  
**Tel : +91-11-26186535**

**Complaint No. CIC/IOCLD/C/2016/310011**

Complainant: Akshay Kumar Malhotra,  
Respondent: Central Public Information Officer  
M/o Petroleum & Natural Gas,  
Indian Oil Corp. Ltd., Delhi State Office,  
World Trade Centre, 2<sup>nd</sup> Floor,  
Babar Road, Delhi-110001.

Date of Hearing: 17.11.2017

Dated of Decision: 17.11.2017

**ORDER**

**Facts:**

1. The complainant filed a complaint dated 13.01.2014 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Central Information Commission (CIC) stating that the respondent CPIO failed to comply with the orders No. CIC/LS/A/2012/001864 & CIC/BS/A/2012/002388 passed by the Commission wherein the respondent had been directed to provide the information sought or give an affidavit to the effect that the information is not available, within a period of 5 weeks from the date of the Order.

2. The CPIO response, first appeal and the FAA response are not on record. The complainant filed a complaint on 13.01.2014 before the Commission on the ground that information should be provided to him.

**Hearing:**

3. The complainant did not participate in the hearing. Mr. K. R. Thakkar (DGM) represented the respondent in person.

4. The respondent stated that the issue pertains to compliance of this Commission's orders CIC/BS/A/2012/002388 dated 20.12.2012 (direction to depute an executive to conduct enquiry into the irregularities of the distributor)

and CIC/LS/A/2012/001864 dated 20.02.2013 (the respondent was directed to explain the status of availability of records on an affidavit to the appellant). He stated that they have complied with the aforesaid orders of the CIC.

5. Further, the respondent stated that records of refills supplied by the distributor to the customers are stored in the computer and are deleted periodically. Earlier, they had submitted an affidavit inadvertently stating that records from July, 2009 onwards were not available. Later on, they filed a fresh and corrected affidavit stating that records from April, 2002 to June, 2009 are not available in their database. In addition, he stated that there is a law in place with regard to keeping records of the refills supplied by the distributor, non-compliance of which can be reported to the concerned government agency and not the IOCL. However, in view of order dated 20.12.2012, they had initiated action against the distributor with respect to the instance of malpractice in supplying the refills and imposed on him a penalty of Rs. 39,307/- .

**Discussion/ observation:**

6. This Commission observes that the CIC orders vide CIC/BS/A/2012/002388 dated 20.12.2012 and CIC/LS/A/2012/001864 dated 20.02.2013 have been complied with by the respondent. The action/steps taken by the respondent in complying with this Commission's orders is satisfactory.

**Decision:**

7. No further intervention of the Commission is required in the matter.

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**