

CENTRAL INFORMATION COMMISSION

(Room No.315, B-Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi 110 066)

Prof. M. Sridhar Acharyulu (Madabhushi Sridhar)

Central Information Commissioner

CIC/SB/A/2016/001267

Munna Ahmad v. PIO, Dargah Committee

RTI	:	29.03.2016
FAO	:	Nil
Second Appeal	:	14.07.2016
Hearing	:	26.07.2017
Appellant	:	Absent
Public Authority	:	Mr. Shah Nawaj, CPIO
Decided On	:	28.07.2017

FINAL ORDER

FACTS:

1. The appellant sought copies of orders that have been passed in relation to the inquiry rent charged from the restaurant by the Dargah committee, Dargah Khwaja Saheb, Ajmer; copies of the proposals, agenda put in front of the Dargah committee on 30.10.2014 as well as copy of minutes of the meeting. CPIO replied on 27.04.2016 stating that the appellant can inspect the files with the required information. FAA upheld the CPIO's decision and stated that the information provided is sufficient and appropriate. Being dissatisfied, the appellant has approached the Commission.

Decision :

2. The second appeal of this appellant with similar subject-matter in CIC/MOMAF/A/2016/299601 was heard on 25.06.2017 and the same order is hereby reiterated.

3. The appellant who is Editor of magazine 'Alfaaz Today' alleged that many irregularities were noticed and reported by him against management of Dargah, and hence he was filing RTI applications. Appellant has shown several copies of his magazines wherein he wrote critically about functioning of the Dargah.

4. The CPIO complained that as the Dargah management could not give advertisement to his magazine, then the applicant started filing multiple RTI

applications to bring pressure on authorities. Appellant claimed that he has right to advertisement from Dargah. The appellant should know that there is no such right. Dargah is not a commercial organization and there is no need to advertise. If any tender notice or any other requirement to be advertised they have to give such notification in such newspapers which have circulated in required area and fulfil other eligibility criteria.

5. As a journalist, appellant has every right to criticize the functioning of public authority. As a citizen he can also file RTI application. But he has no right to demand Advertisements for his magazine building pressure of RTI applications.

6. Appellant said that he has filed a complaint to Press Council of India against Dargah for not giving advertisement. As per the Press Council of India Act, even public authority can file complaint against journalist for unethical conduct, if any.

7. The appellant agreed to file a comprehensive complaint on all alleged irregularities.

8. The Commission directs the respondent authority to provide action taken report on appellant's representation, within 30 days from date of receipt of the representation from the appellant.

9. The Commission also sought copies of the file relating to his complaint given to the Dargah Management. The Commission directs the respondent authority to provide the documents sought at cost of Rs. 2 per page.

10. With this, all his second appeals are disposed of and appellant is warned that if he files any RTI application on the same subject matter, it could be rejected by public authority. Disposed of.

SD/-

(M. Sridhar Acharyulu)
Central Information Commissioner

Authenticated true copy

(Dinesh Kumar)
Deputy Registrar

Copy of decision given to the parties free of cost.

Addresses of the parties:

1. The CPIO under RTI,
Dargah Committee, Dargah
Khawaja Sahab, Ajmer,
Rajasthan.

2. Shri Munna Ahmad,