

CENTRAL INFORMATION COMMISSION

Club Building (Near Post Office)

Old JNU Campus, New Delhi-110067

Tel: +91-11-26105682

File No.CIC/DS/A/2012/000669/RM

Appellant: Shri R.P. Pandeya, New Delhi

Public Authority: CBDT, Deptt. of Revenue, New Delhi

Date of Hearing: 11.04.2013

Date of decision: 11.04.2013

Heard today, dated 11.04.2013.

Appellant is present.

The Public Authority is represented by Raj Kumar, Under Secy (Ad.VI A)/CPIO.

FACTS

Vide RTI dt 8.11.11, appellant had sought information on 8 points relating to his letter dt 15.12.2004 for voluntary retirement.

2. CPIO vide letter dt 16.12.11, informed the appellant that information cannot be provided as the concerned file is not readily traceable.

3. An appeal was filed on 21.12.11.

4. AA vide order dt Jan 2012, informed the appellant that despite their best efforts, they have not been able to locate seven years old files. A trace note had been circulated to all Sections in CBDT and CBEC and in case the file is traced, copies of relevant files would be made available.

5. Submissions made by the appellant and public authority were heard. The appellant submitted that he has not received information sought in his RTI and alleged that the file was being deliberately suppressed. CPIO submitted that despite their best efforts, the file is not traceable and hence they are unable to provide information.

DECISION

6. As the file required by the appellant is not traceable, the Commission directs the CPIO to furnish an affidavit with a copy to the appellant clearly informing the appellant about the non-availability of the file relating to the information sought by him. The above directions be complied with within one month from date of the order.

The appeal is disposed of.

Sd/-

(Rajiv Mathur)

Central Information Commissioner

Authenticated true copy forwarded to :

The Under Secretary & CPIO (RTI Cell)
M/o HRD, Department of Revenue
Central Board of Direct Taxes
North Block, New Delhi.

The Director & First Appellate Authority
M/o HRD, Department of Revenue
Central Board of Direct Taxes
North Block, New Delhi.

Shri R P Pandeya
86-B, DDA Flats, Masjid Moth,
Phase –II, G K III,
New Delhi -110048

(Raghubir Singh)

Deputy Registrar

.04.2013