

**CENTRAL INFORMATION COMMISSION**  
**Club Building, Opposite Ber Sarai Market,**  
**Old JNU Campus, New Delhi - 110067.**  
**Tel: +91-11-26101592**

**File No. CIC/BS/C/2012/000205/2598**  
**29 May, 2013**

**COMPLAINT REMITTED TO** : FAA & Sr. Director  
**STQC Directorate**  
Department of Electronics & Information  
Technology(DeitY),  
Ministry of Comm & Info. Tech.,  
Electronics Niketan, III Floor, 6,  
CGO Complex, Lodi Road,  
New Delhi-110003

**Complainant** : Mr. M. Vellaipandi,  
Scientist 'E' STQC IT Centre,  
ETDC Building, Opp. SRP Tools,  
Thiruvanmiyur, Chennai-600041

**Public Information Officer** : CPIO & Director  
**STQC Directorate**  
Department of Electronics & Information  
Technology(DeitY),  
Ministry of Comm & Info. Tech.,  
Electronics Niketan, III Floor, 6,  
CGO Complex, Lodi Road,  
New Delhi-110003

**Facts arising from the Complaint:**

The Complainant has filed RTI application with the Director & APIO Chennai on 21/07/2011 asking for certain information. He received reply from APIO on 24/08/2011 which he found unsatisfactory. The Complainant thereafter directly filed a Complaint with the Commission on 20/09/2011 under Section 18 of the RTI Act, received on 04/10/2011.

The Commission is therefore instituting an enquiry as per the provision of Section 18(2) of the RTI Act.

Upon perusal of the complaint, the Commission has observed that the Complainant did not utilize the channel of the First Appellate Authority-as prescribed under Section 19(1) of the RTI Act and consequently, the First Appellate Authority (FAA) has not had the opportunity to review the PIO's decision as envisaged under the RTI Act 2005.

**Decision Notice:**

In view of the aforesaid, the instant matter is now remitted to the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter without further loss of time in accordance with the provisions of the RTI Act after perusing the relevant documents and giving all concerned parties an opportunity to be heard.

The FAA should examine, whether the information provided by the PIO is complete, relevant and correct. Where the FAA is satisfied that the information provided by the PIO is as per the records, the First Appeal shall be disposed of. The Commission may be intimated of the same.

In the event, there are any deficiencies in the information provided by the PIO, the FAA may direct the PIO appropriately, with a copy to the Commission.

Further, if the Complainant is not satisfied with the orders of the FAA, he will be free to move a Second Appeal before the Commission under Section 19(3) of the RTI Act.

**The Complaint is disposed of accordingly.**

Notice of this decision be given free of cost to the parties.

**Basant Seth**  
**Information Commissioner**

**Enclosed:** Copy of Complaint received on 04/10/2011  
Copy of CPIO reply dated 24/08/2011  
Copy of RTI application dated 21/07/2011