

CENTRAL INFORMATION COMMISSION
Club Building, Opposite Ber Sarai Market,
Old JNU Campus, New Delhi - 110067.
Tel: +91-11-26161796

Decision No. CIC/SG/C/2012/000352/18670
Complaint No. CIC/SG/C/2012/000352

COMPLAINT REMANDED TO : First Appellate Authority
Reserve Bank of India
RTI Cell,
Customer Service Department,
Central Office, Ist Floor,
Amar Building, Sir P M Road,
Mumbai – 400 001

Complainant : Mr. Hassan Singh Mejie
No. 2030, Sector – 21,
Chandigarh

Public Information Officer : Public Information Officer
Reserve Bank of India
RTI Cell,
Customer Service Department,
Central Office, Ist Floor,
Amar Building, Sir P M Road,
Mumbai – 400 001

Facts arising from the Complaint:

The Complainant has filed a RTI application with the PIO on 09-01-2012 asking for certain information. On not having received any reply from the PIO within the mandated time, he approached the First Appellate Authority (FAA) by filing a First Appeal on 02-03-2012. However, it appears that the FAA has not passed any order and therefore, the Complainant has approached the Commission by filing a Complaint on 17-04-2012 under Section 18 of the RTI Act.

Decision:

In view of the aforesaid, the instant matter is now remanded to the FAA. The Commission hereby directs the FAA to decide the matter in accordance with the provisions of the RTI Act after perusing the relevant documents and giving all concerned parties an opportunity to be heard.

While deciding the matter, the FAA is directed to examine whether any information was provided by the PIO within the mandated period and if provided, whether it was 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 off. The Commission shall be intimated of the same.

In the event, no information has been provided or if there are any deficiencies in the information furnished by the PIO, the FAA shall direct the PIO to provide the complete information in reply to the RTI application dated 09-01-2012 to the Complainant, with a copy to the Commission. Further, the FAA shall also enquire and send an enquiry report to the Commission within 50 days from receipt of this order containing the reasons for not furnishing and/or the delay in furnishing the complete information by the PIO affixing responsibility and identifying the officer(s) so responsible, if any. Furthermore, the FAA shall send written submissions to the Commission within 50 days from receipt of this order explaining why no order was passed with respect to the First Appeal filed by the Complainant.

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

The Complaint is disposed off.

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

Shailesh Gandhi
Information Commissioner
30-04-2012

Enclosed: Copy of Complaint received on 17-04-2012;
Copy of First Appeal dated 02-03-2012; and
Copy of RTI application dated 09-01-2012.

(In any correspondence on this decision, mention the complete decision number.)(HA)