

केन्द्रीय सूचना आयोग  
Central Information Commission  
बाबा गंगनाथ मार्ग, मुनिरका  
Baba Gangnath Marg, Munirka  
नई दिल्ली, New Delhi – 110067

द्वितीय अपील संख्या / Second Appeal No. **CIC/NFCOM/A/2024/100736**

Shri Mukesh Kumar

... अपीलकर्ता /Appellant

VERSUS/बनाम

PIO,  
Nuclear Fuel Complex

...प्रतिवादीगण /Respondent

Date of Hearing : 24.01.2025

Date of Decision : 24.01.2025

**Chief Information Commissioner : Shri Heeralal Samariya**

**Relevant facts emerging from appeal:**

RTI application filed on : 28.07.2023

PIO replied on : 31.08.2023

First Appeal filed on : 11.10.2023

First Appellate Order on : 18.11.2023

2<sup>nd</sup>Appeal/complaint received on : 05.01.2024

**Information sought and background of the case:**

The Appellant filed an RTI application dated 28.07.2023 seeking information on following points:-

1. "Kindly provide the copy of recruitment rules set up the Government of India which exempts Nuclear fuel complex from releasing Cut-off/merit, Marks scored by candidates
2. Provide the copy of Guidelines or rules from which Nuclear fuel complex draws it power to reserves the right to fill up all the posts or even to cancel the advertisement without assigning any reason at any stage of the recruitment/selection process.
3. Provide the Copy of seating plan/arrangement of both ATOMIC ENERGY CENTRAL SCHOOL-1 and School -2 which was prepared at the time of UDC tier-2 exam."

The Administrative Officer-III/ CPIO, Nuclear Fuel Complex vide letter dated 31.08.2023 replied as under:-

*Point No. 1:-The category-wise aggregate marks required to be scored by the candidates for fulfilling the criteria of minimum qualifying marks, is provided in the recruitment advertisement. However in the 2nd stage/ final level exams, the candidates are shortlisted based on the order of merit marks scored by the candidates, for the number of posts advertised*

*Point No. 2:-There are no separate guidelines available in this regard. However, every Government Organisation, which is empowered to make direct*

recruitment reserves the right to cancel the recruitment process due to unforeseen administrative reasons.

Point No. 3:-Information is not available as the Level-2 exam was conducted more than a year back.”

Dissatisfied with the response received from the CPIO, the Appellant filed a First Appeal dated 11.10.2023 against point No. 1 & 3 of the RTI application. The FAA vide order dated 18.11.2023 stated as under:-

5. “.....after careful examination of the aforementioned appeal, it is hereby informed that with respect to Point Nos. 1 & 3 of RTI application, the reply provided by CPIO vide letter dated 31.08.2023 stands good and no further intervention of the undersigned is required in this matter as there are no particular recruitment rules set up for releasing the cut-off marks scored by the candidates and also, there is no information available with respect to the seating plan/ arrangement of both AECS-1 & 2 for UDC Tire-2 exam.”

Aggrieved and dissatisfied, the Appellant approached the Commission with the instant Second Appeal.

**Facts emerging in Course of Hearing:**

**Appellant:** Present

**Respondent:** Shri D. Srinivasa Rao, AO-III

The Submissions were heard.

**Decision:**

Upon the perusal of the case records & submissions, the Commission directs the CPIO to revisit the RTI and **provide the the Cutoff marks to the Appellant.**

The said direction should be complied within 30 days from the date of receipt of this order and accordingly compliance report to this effect be duly sent to the Commission by the CPIO thereafter. No further action lies.

**The Appeal stands disposed off.**

**Heeralal Samariya (हीरालाल  
सामरिया)**

**Chief Information Commissioner (मुख्य सूचना आयुक्त)**

Authenticated true copy

(अभिप्रमाणित सत्यापित प्रति)

S. K. Chitkara (एस. के. चिटकारा)

Dy. Registrar (उप-पंजीयक)

011-26186535



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**Recomendation(s) to PA under section 25(5) of the RTI Act, 2005:-**

Nil