

CENTRAL INFORMATION COMMISSION
Baba Gang Nath Marg, Munirka
New Delhi -110067
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Appeal No. CIC/NFCOM/A/2017/128738

Appellant: G Vinod Kumar

Respondent: Central Public Information Officer,
Department Of Atomic Energy,
Nuclear Fuel Complex, ECIL Post,
Hyderabad, Telangana-500062.

Date of Hearing: 02.05.2018

Dated of Decision: 02.05.2018

ORDER

Facts:

1. The appellant filed RTI application dated 28-10-2016 seeking following information:-

“1. Kindly provide my 7th CPC, basic pay and structure.

2. Kindly provide me the details of non upgradation of my grade pay to Rs 1800 even though I have minimum qualification of SSC as per records recommended by 6th CPC.

3. Kindly provide me the calculations of unpaid amount of PRIS from year 2010 after closure of my criminal charges.”

2. The CPIO responded on 17.04.2017. The appellant filed first appeal dated 23-12-2016 with First Appellate Authority (FAA). The FAA responded on 13-01-2017. The appellant filed second appeal on 02.05.2017 before the Commission on the ground that information should be provided to him.

Hearing:

3. The appellant did not participate in the hearing. Mr. K P S Pillai (A.O.) represented the respondent through video conferencing. The written submissions are taken on record.

4. The respondent stated that after receiving this RTI application on 09.11.2016, they had given a categorical reply to the appellant vide their letter dated 17.04.2017 informing him factual position in the matter in compliance with the 1st appellate authority order dated 13.01.2017. Regarding the delay,

he attributed this to Mr. M. Babu, the then CPIO in the matter. The reply given was read out and was found to be satisfactory.

Discussion/ observation:

5. This Commission observed that full information has been provided to the appellant as per the RTI Act. However, the then CPIO has exceeded the timelines prescribed for giving a reply under the RTI Act. Further, this Commission is of the view that the then CPIO, Mr. M. Babu should give a written explanation to this Commission with regard to the delay caused by him, within 15 days from the date of receipt of this order, and why penalty should not be imposed on him as per RTI Act.

Decision:

6. The then CPIO, Mr. M. Babu is directed to take action as per para 5 above. Further, the present CPIO is directed to provide a copy of this order to Mr. Babu.

7. The Deputy Registrar is directed to fix a hearing in the matter after 15 days where present CPIO and Mr. Babu should be present.

The appeal is disposed of. Copy of the order be given to the parties free of cost.

Sd/-

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

Sd/-

(S.C. Sharma)
Dy. Registrar

Appeal No. CIC/NFCOM/A/2017/128738
Adjunct order dated 03.07.2018

Hearing:

1. The instant matter is listed today for further hearing.
2. The appellant was absent. Mr. P. Mohan Babu (Director, Personnel & Administration) and Mr. K P S Pillai (A.O.) participated in the hearing through video conferencing. The written submissions are taken on record.
3. Mr. P. Mohan Babu stated that it took time in collecting the information from various custodians of NFC, Hyderabad. Further, he stated that even after

the 1st appellate authority order, the information could not be provided on time, as the appellant was undergoing disciplinary proceedings as well as police investigations were contemplated against him. Therefore, there was delay in providing the information to the appellant.

Discussion/ observation:

4. The action/steps taken by the respondent in giving response to the RTI application is satisfactory. Show cause reply is also satisfactory.

Decision:

5. No further intervention of the Commission is required in the matter.

6. The show cause is dropped.

The appeal is disposed of. Copy of the order be given to the parties free of cost.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar