

CENTRAL INFORMATION COMMISSION

Appeal No.2969/ICPB/2008

F. No. PBA/2008/00686

October 27, 2008

In the matter of Right to Information Act, 2005 – Section 19

[Hearing on 15.10.2008 at 4.00 p.m.]

Appellant: Mr. K.C. Sharma

Public authority: Food Corporation of India
Mr. Padam Singh, DGM (Purchase) & CPIO
Mr. V.P.C. Menon, GM (A&R) & Appellate Authority

Parties Present: For Respondent:
Mr. Padam Singh, DGM (Purchase)
Mr. V.P.C. Menon, GM (A&R)
Mr. P.P.S. Kapoor, AGM

Appellant not present.

FACTS:

The appellant has sought information under RTI Act by his application dated 16.10.2007 addressed to CPIO, Food Corporation of India, HO, New Delhi ("FCI") requesting information pertaining to his review petition which he has submitted before the competent authority and he wanted to know the status of the review petition. The PIO had given reply vide letter dated 1.11.2007 by which he informed him the review petition has been already registered and it is under process. Again vide letter dated 1.11.2007 they have advised the appellant to deposit some fees to collect the information from the CPIO which he has not deposited. In the meantime, the appellant has also filed appeal vide letter dated 7.11.2007 which was disposed of by the First AA by giving a speaking order in which he has noted very clearly when the PIO has requested to pay the requisite fee the appellant has not paid. Since the appellant has not paid the fee, the FCI has taken the initiative of forwarding the information without collecting the fee on 21.07.2008. The PIO has also forwarded copies of the file notings along with this information. In the meantime, the appellant has filed an appeal before the Commission on 14.4.2008. The Commission has called for the comments from FCI on 12.7.2008 which was received from FCI on 21.7.2008. A copy of the comments has also been endorsed to the appellant and along with this letter they have also provided the information which he has sought in his application along with the file notings. This case was taken up for hearing on 15.10.2008, which

was attended by the GM(A&R) and DGM (Purchase) as well as DGM (A&R). The appellant did not attend the hearing.

DECISION:

2. I have gone through the RTI application as well as replies received in this connection. Both the CPIO and AA have attended this application satisfactorily and they have also observed the time frame that has been prescribed under the RTI Act. It is learnt during the hearing the competent authority has also taken final decision on the matter regarding review petition filed by the appellant. As far as the disciplinary cases are concerned every department has got its own mechanism based on which the cases are processed and under RTI Act it is possible only to provide information like the present status of the case and it will not be possible to prescribe any time frame to dispose of the review petition etc. Since I am satisfied with the reply provided by the PIO/AA, I dismiss the appeal.

Let a copy of this decision be sent to the appellant and CPIO.

Sd/-
(Padma Balasubramanian)
Central Information Commissioner

Authenticated true copy :

(Prem Singh Sagar)
Under Secretary & Assistant Registrar

Address of parties :

1. Mr. Padam Singh, DGM (Purchase) & CPIO, Food Corporation of India, Head Office, 16-20, Barakhamba Lane, New Delhi-110001
2. Mr. V.P.C. Menon, GM (A&R) & Appellate Authority, Food Corporation of India, Head Office, 16-20, Barakhamba Lane, New Delhi-110001
3. Mr. K.C. Sharma, R/o 100, Nai Abadi, T.G. Road, Khanna, Pb.