

No.14039/12/2013-UTS-II
Government of India
Ministry of Home Affairs

North Block, New Delhi-110 001.
Dated the 6th March, 2013.

Subject: Implementation of the order No. CIC/SS/A/2012/002811 dated 07.2.2013
passed by Hon'ble Central Information Commission.

Kindly refer to the Order No. CIC/SS/A/2012/002811 dated 07.02.2013 passed by Hon'ble Central Information Commission in the appeal filed by Shri Rakesh Kumar.

2. The Hon'ble commission has inter-alia advised the appellant to file his first appeal against the decision of PIO before Appellate Authority. The first appellate authority has been directed to dispose off the same through a speaking order within four weeks of receipt of the first appeal.

3. As per the records of the section no application from Shri Rakesh Kumar appears to have been received. The Hon'ble CIC has also not enclosed the copy of the appeal filed by Shri Rakesh Kumar. The CIC has marked the copy of order to first appellate authority i.e. JS(UT) However, in the said order there is no indication of the subject matter of the appeal.

4. In view of the above, it is not possible to ascertain whether the matter relates to UTS-II or not. You are therefore requested to provide copies of the RTI application dated 21.11.2011, reply given by CPIO dated 12.01.2012 and the copy of the appeal filed by you so as to enable this Ministry to take further necessary action in compliance of the order passed by Hon'ble CIC.



(S.K. Jain)
Director (Services) & CPIO
Tel.2309 2436

To

Shri Rakesh Kumar,
G-27, Budh Vihar, Phase-I,
Delhi- 110086.

Copy for information and necessary action to:

Shri D.C. Singh
Deputy Registrar,
Central Information Commission
Room No. 305, 2nd Floor, 'B' Wing,
August Kranti Bhavan,
Bhikaji Cama Place, New Delhi- 110066.

जारी किया/ISSUED
दिनांक/Date..... 21.....
हस्ता./Sign..... 06.3.13

CR.No. 27251/JS(UT)/2013

G.No. 11(R)

14039/100/2012

20/2/2013

O/o Director (Services)/MHA

Dy. No. 686

Date 20/2/2013



Central Information Commission
Room No. 305, 2nd Floor, 'B' Wing, August Kranti Bhavan,
Bhikaji Cama Place, New Delhi-110066
Web: www.cic.gov.in Tel No: 26167931

No.CIC/SS/A/2012/002811

Dated: 7.2.2013

Name of Appellant : Mr. Rakesh Kumar
Name of Respondent : Ministry of Home Affairs,

ORDER

The Commission has received an appeal dated 15.7.2012 from Mr. Rakesh Kumar against Ministry of Home Affairs pertaining to his RTI-request dated 21.11.2011.

2. Perused the documents submitted by the Appellant. It is observed that Appellant's RTI-request dated 21.11.2011 was replied to by CPIO, Ministry of Home Affairs, vide letter dated 12.1.2012.

3. The Appellant has not availed the first-appellate channel u/s 19(1) of the RTI Act.

4. In order to avoid multiple proceedings under section 19 and 18 of the RTI Act, viz., appeals and complaints, the Appellant is advised to file his first appeal against the decision of PIO before Appellate Authority, Shri M. Gopal Reddy, Joint Secretary (UT), Ministry of Home Affairs, under Section 19(1) of the RTI Act, **within four weeks** of receipt of this Order.

5. On receipt of first-appeal from the Appellant, as per directions above, AA is directed to dispose it of through a speaking order, **within four weeks** of receipt of the first-appeal.

6. In case the Appellant is not satisfied with the decision of First Appellate Authority, he is at liberty to file a second appeal afresh before the Commission, under section 19(3), along with complaint u/s 18, if any.

U.C.S.-II/MHA
Serial No./Dy. No. 171-34
Date 21.2.13

[Handwritten signature]

Dy (S)

7.2.2

S.O/UTS II

Urgent pl.

21.11.2013

21.11.2013