

CENTRAL INFORMATION COMMISSION
D- Wing, 2nd Floor,
August Kranti Bhavan, Bhikaji Cama Place,
New Delhi - 110066

Appeal No. CIC/SS/A/2011/000461

PARTIES TO THE CASE:

Appellant : Mr. G.D Gupta
Respondent : Ministry of Home Affairs, Government of India
Appellant represented by - None (Absent)
Respondent represented by - Shri D Diptivilasa, J.S Policy and
Shri K. Natarajan

ORDER

BACKGROUND OF THE CASE

1. Date of RTI Application - 08/02/2010
Date of PIO's Reply - 05/04/2010
Date of First Appeal - 13/11/2010
Date of First Appellate Authority's Order - 08/12/2010

2. The main issue in this present appeal is regarding question No. 3 in the RTI application of the Appellant. It reads as:

“3. Action taken against the officials/officers of the ministry of Home Affairs who kept the file of Mr. Sanjay Bhatia buried for two years as reported in the news item and latest position of the case.”

3. It is learnt that both the PIO as well as the Appellate Authority have not replied to this question in their respective orders. But now, at this stage of the proceedings under the RTI Act, the Respondent has submitted before the Commission that the file pertaining to Mr. Sanjay Bhatia was not buried as was being alleged by the Appellant. The Respondent clarified that in fact the file was under consideration by various departments concerned with the matter.

4. As the Respondent has not provided the reasons while disposing off question No. 3 of the RTI Application of the Appellant, the dissatisfaction of the Appellant is legitimate. Now when the Respondent is ready and willing to give the appropriate reply to the Appellant, the Commission hereby direct the First Appellate Authority of the Respondent to give proper reasoned reply with respect to question No. 3 of the RTI application.

5. The reply should be communicated to the Appellant within 10 days of the receipt of this order.

6. The appeal is accordingly disposed with these directions.

(Sushma Singh)
Information Commissioner

Authenticated True Copies

(K.K. Sharma)
OSD & Deputy Registrar

Address of parties :

1. CPIO & Director IPS-II, Ministry of Home Affairs, North Block, New Delhi.
2. Appellate Authority & Joint Secretary (Police 1), Ministry of Home Affairs, North Block, New Delhi.
3. Shri G.D. Gupta, House No.1308, Mangat Pura, Jagadhri-135003, Haryana.