

Central Information Commission, New Delhi
File No.CIC/SM/A/2012/000920
Right to Information Act-2005-Under Section (19)

Date of hearing : 10 January 2013
Date of decision : 10 January 2013
Name of the Appellant : Shri Santosh Kumar Mishra,
10, Deepak A, Anushaktinagar,
Mumbai - 400 094.
Name of the Public Authority : CPIO, Bhabha Atomic Research Centre,
Central Complex, 3rd Floor, BARC,
Trombay, Mumbai - 400 085.

The Appellant was present.

On behalf of the Respondent, Shri Govindan Kutty, PIO was present.

Chief Information Commissioner : Shri Satyananda Mishra

2. In this case, the Appellant was present in the Mumbai studio of the NIC and made his submissions. Due to some technical glitch, the Respondent could not be contacted in another studio in Mumbai although he was present there. We heard him later when the connectivity could be established.

3. In his RTI application, the Appellant had sought a large number of information, mainly, the copies of various letters. The CPIO had responded by stating that the copies of all those letters had already been provided earlier and that the Appellant had even received those. The Appellate Authority had endorsed the stand taken by the CPIO.


4. During the hearing, the Appellant pointed out that contrary to the claim of the CPIO, some of the letters had not been disclosed at all. Although the Respondent claims that the copies of all the letters had already been disclosed to him in the past, we see no harm in the CPIO revisiting these documents and to find out if, indeed, the copies of all the

letters had been supplied to the Appellant in the past. If he finds that some of the letters had not been disclosed, he shall provide the copies of those, duly attested with seal and signature, within 10 working days of receiving this order. In respect of those letters the copies of which are claimed to have been provided earlier, he shall forward to the Appellant the proof of the dispatch and acknowledgement by the Appellant, if any. This would remove all doubts in the mind of the Appellant about the veracity of the claim of the CPIO regarding the supply of these records.

5. The appeal is disposed off accordingly.
6. Copies of this order be given free of cost to the parties.


(Satyananda Mishra)
Chief Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.


(Vijay Bhalla)
Deputy Registrar