CENTRAL INFORMATION COMMISSION
Club Building (Near Post Office)
Old JNU Campus, New Delhi - 110067
Tel: +91-11-26161796

(35)

Decision No. CIC/SG/A/2011/003465/18010
Appeal No. CIC/SG/A/2011/003465

Relevant Facts emerging from the Appeal

Appellant	:	Mr. Debashish Dutta, Scientific Officer-D Van de Graaff Bldg., LEHIPA Proj., Physics Group, B.A.R.C., Tromba, Mumbai-400 003
Respondent	:	Mr. S. Goverdhan Rao PIO & Head (Personnel) Central Complex, IIIrd Floor, **Bhabha Atomic Research Center (BARC),** Trombay, Mumbai – 400085.

RTI application filed on	:	22/06/2011
PIO replied	:	22/07/2011
First Appeal	:	12/08/2011
First Appellate Authority order	:	06/09/2011
Second Appeal received on	:	01/12/2011

Information sought:
An application was made for transfer to an advertised post to RRCAT, Indore, but the application was not forwarded by Director, Chemical Engineering Group. Even though I had fulfilled all the qualifications criteria for consideration for the post including age. Overriding factors guiding the undersigned application not forwarded under RTI act .

Reply of the CPIO:
Taking into account the work exigencies, your job assignments and the programmes of the division, competent authority decided not to forward your application for a post in RRCAT.

Grounds for the First Appeal:
Information provided is unsatisfactory. .

Order of the FAA:
Kindly note that the information sought is pertaining to the recommendations of 5th Central Pay Commission in 1997 and therefore is more than ten years old. The CPIO had to get the files searched from the administrative section and therefore it has taken more than 30 days.
The requested information has already been provided to you vide this office letter No.SH/Dir [RTI Act-77(4)-201 1 dated 17/10/2011. I would also wish to reiterate that only the available information can be provided under RTI Act and not answers for questions.

Grounds for the Second Appeal:
Information provided is unsatisfactory .

(39)

Relevant Facts emerging during Hearing:

The fol' wing were present

Appellant: Mr. Debashish Dutta on video conference from NIC-Mumbai Studio;

Respondent: Mr. S. Goverdhan Rao, PIO & Head (Personnel Division) on video conference from BARC Studio;

The appellant has been given the information available on the records. It appears that the Appellant has a grievance that the department did not act equitably. For this he will have to approach an appropriate forum. The appeal is disposed.

Decision:

The Appeal is disposed.

Information available on the records has been provided.

This decision is announced in open chamber.
Notice of this decision be given free of cost to the parties.
Any information in compliance with this Order will be provided free of cost as per Section 7(6) of RTI Act.

Shailesh Gandhi
Information Commissioner
06 February 2012

(In any correspondence on this decision, mention the complete decision number.) (PG)