

Central Information Commission

Mr.Manohar Lal vs Ministry Of Railways on 25 August, 2011

In the Central Information Commission
at
New Delhi

File No. CIC/AD

Date of Hearing : August 25, 2011

Date of Decision : August 25, 2011

Parties:

Appellant

Shri Manohar Lal,
Gulmahia Chak, Sabalpur,
Patna800 009
Bihar

The Appellant was not present.

Respondents

East Central Railway
Office of Divisional Railway Manager
Danapur Division
Danapur

Represented by: Shri Manoj Kumar, PIO--present at NIC VC facility at Patna.

Information Commissioner : Mrs. Annapurna Dixit

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ORDER

Background

1. The Applicant, through his RTI application dated 06.01.2011, filed with the PIO, East Central Railway, Danapur, wanted to know: whether the amount of pension being paid to him is correct; if not, then why it has not yet been corrected; by what time it would be corrected; when would he get the full payment. The PIO, on 06.01.2011, gave an interim reply to the Applicant informing him that his request for information has been forwarded to the concerned sections for response. Since Applicant did not receive the desired information within the stipulated time period, he filed his 1st appeal with the Appellate Authority (AA) on 17.02.2011 which was apparently not decided by the AA.

The Appellant, therefore, filed the present petition dated 22.04.2011 before the Commission complaining against non-supply of information by the Respondents.

Decision

2. During the hearing, the Respondents stated that they, after examining the records related to the Appellant's pension case and copies of certain orders provided by the Appellant to them, have come to a conclusion that the Appellant's case is a genuine one and needs to be considered positively and therefore are trying to calculate the same based on records that are available since an earlier calculation that had been made in response to the RTI application was found to be incorrect. .

3

In view of the Respondents' statement above, it is directed that the PIO shall provide to the Appellant the factual position of his pension payment case by 30.09.2011. It is also recommended that the public authority take a decision on the Appellant's pension payment case preferably by the same date.

4. Appeal is disposed of with the above directions.

(Annapurna Dixit) Information Commissioner Authenticated true copy (G.Subramanian)
Deputy Registrar Cc:

1. Shri Manohar Lal, Gulmahia Chak, Sabalpur, Patna 800 009 Bihar

2. The Appellate Authority East Central Railway Office of Divisional Railway Manager
Danapur Division Danapur

3. Public Information Officer East Central Railway Office of Divisional Railway Manager
Danapur Division Danapur

4. Officer in charge, N I C
Note: In case, the Commission's above directives have not been complied with by the Respondents, the Appellant

may file a formal complaint with the Commission under Section 18(1) of the RTI Act, giving (1) copy of RTI application, (2) copy of PIO's reply, (3) copy of the decision of the first Appellate Authority, (4) copy of the Commission's decision, and (5) any other documents which he/she considers to be necessary for deciding the complaint. In the prayer, the Appellant may indicate, what information has not been provided.