

**WHOLE TIME MEMBER AND FIRST APPELLATE AUTHORITY
INSOLVENCY AND BANKRUPTCY BOARD OF INDIA**

7TH FLOOR, MAYUR BHAWAN, NEW DELHI

DATED THE 29th OF NOVEMBER, 2018

Appeal No. ISBBI/A/2018/00016 (F. No. IBBI/RTI/Rajiv Chopra/210)

Dated: October 09, 2018

Arising out of Order dated August 07, 2018 under RTI Request No. ISBBI/R/2018/00029

IN THE MATTER OF

Mr. Rajiv Chopra

.....

Appellant

Versus

CPIO, Insolvency and Bankruptcy Board of India

7th Floor, Mayur Bhawan

New Delhi

.....

Respondent

ORDER

1. The present Appeal No. ISBBI/A/2018/00016 dated October 09, 2018 received in the office of the First Appellate Authority (**FAA**), Insolvency and Bankruptcy Board of India under the Right to Information Act, 2005 has been preferred by Mr. Rajiv Chopra against the order of the CPIO, Mr. Umesh Kumar Sharma, Insolvency and Bankruptcy Board of India dated August 07, 2018 with respect to his RTI Request No. ISBBI/R/2018/00029 dated July 18, 2018.
2. On a detailed perusal of the RTI Application of Mr. Rajiv Chopra, it is observed that the appellant sought the inspection of the records pertaining to the recommendation of the name of the liquidator to the Adjudicating Authority in the case of M/s LML Limited.
3. The appellant on the same subject-matter sought certain information vide his earlier RTI Request No. ISBBI/R/2018/00015 dated May 21, 2018 which was disposed by the respondent vide order dated June 13, 2018 against which an appeal was preferred by the appellant vide letter dated June 16, 2018. The Appeal No. ISBBI/A/2018/00011 was disposed on August 1, 2018 and the respondent was directed to provide the information so sought therein. As claimed by the appellant himself the inspection of the relevant records was facilitated by the respondent on August 5, 2018.
4. The respondent, CPIO, Mr. Umesh Kumar Sharma, Insolvency and Bankruptcy Board of India with respect to the RTI Request No. ISBBI/R/2018/00029 of the appellant, vide reply dated August 7, 2018 requested the appellant to contact the Insolvency and Bankruptcy Board of India

for the opportunity of inspection of the records concerned as sought by the appellant and the said inspection was carried out on August 21, 2018 by the respondent.

5. The appellant after inspecting the concerned records against the present RTI application asked for the relevant documents from the inspected file. The appellant was advised to fulfil the requisite procedure to obtain the concerned records. But the appellant raised the issue that the CPIO has already been taken more than 30 days hence he is not liable to pay anything or to do any requisite procedure.
6. The appellant vide email dated September 3, 2018 replied to the Board referring exact note-sheets and documents in the file which he wanted to obtain under RTI.
7. Having been inspected the record, the appellant raised the present appeal on the following grounds: -
 - (i) *Desired specific information has not been made available to me till this date.*
 - (ii) *CPIO is duty bound to make all the information available to me which I have asked from his office through my attached RTI application.*
8. The present RTI appeal has been examined and I have perused the response provided by the respondent in respect of the queries raised in the RTI application.
9. The present RTI application was received by the respondent on July 18, 2018 and disposed on August 7, 2018. In compliance of the order of the CPIO, an opportunity of inspection was accorded on August 17, 2018 but due to certain reasons postponed and carried out on August 21, 2018.
10. Since the appellant has already carried out the inspection of documents on 21st August 2018, the respondent is directed to provide copies of all documents, i.e., page no. 1 to page no. 155 of the records in the file along with the page no. 1-N to page 6-N of the note-sheets of the file within 20 working days from the date of receipt of this order after fulfilling the requisite procedure as envisaged under the RTI Act, 2005 read with the Right to Information Rules, 2012.
11. Accordingly, the appeal is disposed of.

Sd/-

(Dr. Navrang Saini)
Whole Time Member and First Appellate Authority

Copy to

1. Mr. Rajiv Chopra
2. CPIO, Insolvency and Bankruptcy Board of India
7th Floor, Mayur Bhawan
New Delhi