

ORDER

Subject : Appeal under Section 19(1) of Right to Information Act-2005 by Shri S. Lal – regarding.

Whereas [redacted] vide his letter dated 26.07.2019 has filed an Appeal under section 19(1) of the RTI Act-2005 with the First Appellate Authority & Deputy Secretary (Admn), Department of Revenue.

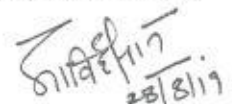
2. And whereas an Appeal has been raised on the contention that the applicant not satisfying with the reply of her RTI application.

3. The APPEAL of Shri S. Lal was considered in detail and it has been found that the requisite information is scattered in various files and other documents. As per clause (f) of section 2 of the RTI Act, information may not be created and provide the same in format as asked by the applicant. As per the DoPT's O.M. No.11/2/2008-IR dated 10.07.2008, which states that – *"It has been observed that some people under the Right to Information Act, 2005 request the Public Information Officer (PIO) to cull out information from some document(s) and give such extracted information to them. In some cases, the applicants expect the PIO to give information in some particular proforma devised by them on the plea that sub-section (9) of Section 7 provides that an information shall ordinarily be provided in the form in which it is sought. It need be noted that the sub-section simply means that if the information is sought in the form of photocopy, it shall be provided in the form of photocopy and if it is sought in the form of a floppy, it shall be provided in that form subject to the conditions given in the Act etc. It does not mean that the PIO shall re-shape the information."*

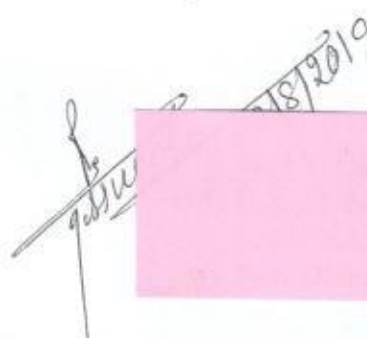
4. As per the provision envisaged in DoPT's O.M. No.1/69/2007-IR dated 27.02.2008, which states that – *"the information to the applicant should ordinarily be provided in the form in which it is sought. However, if the supply of information sought in the particular form would disproportionately divert the resources of the public authority or may cause harm to the safety or preservation of the records, supply of information in that form may be denied."*

5. Notwithstanding, I order CPIO (Ad.IB) to give an opportunity [redacted] to access the requisite information available with the public authority in various files/guard files with prior appointment as per convenient date & time. Accordingly, the Appeal is disposed-off.

6. The Appellant may prefer an appeal u/s 19 (3) of RTI Act, 2005 before the Central Information Commission, CIC Bhawan, Baba Gang Nath Marg, Munirka, New Delhi, Delhi 110067 against this order within 90 days, if he so desire.


(Arvind Saran)

Director (Admn) / First Appellate Authority


[redacted]

