

F. No. PB/RTI/252/2018-19
CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

61/35, Copernicus Marge,
New Delhi-110001.

Dated:07.01.2019

Appeal No. CADMT/A/2018/60044
Appeal No. 30

Sh. R Sundara Raman

Appellant

CPIO (Judicial)
Central Administrative Tribunal

Respondent

Facts:

The Appellant has filed this first appeal Under Section 19 (1) of the RTI Act, 2005. The facts of the present Appeal are that the appellant has filed RTI application dated 27.11.2018 through online RTI portal, which was registered as CADMT/R/2018/50486 for providing certified copy of final judgment passed in OA No. 342/2014. The CPIO vide communication dated 05.12.2018 has furnished the final judgment in OA No. 342/ 2014 passed by the Central Administrative Tribunal, Principal Bench, New Delhi, wherein the Appellant sought the final judgment passed in OA No. 342/2014 Central Administrative Tribunal, Mumbai Bench. Therefore, the CPIO has supplied wrong information to the appellant.

Cont....2.

I have carefully gone through the appellant's RTI application dated 27.11.2018, CPIO's reply dated 05.12.2018 and thereafter e-mail received, regarding online RTI application CADMT/R2018/50486 thereto.

On perusal of the complete records of present appeal, it is found that the Appellant's RTI application dated 27.11.2018 had simply marked to PIO, Central Administrative Tribunal (CAT) Gulestan Building, 3rd /4th Floor, Ghanshyam Talwatkar Marg, Fort Mumbai 400001. The Appellant has furnished the details of parties of the OA and names of the Hon'ble Members who had passed the final Judgment in the aforesaid OA. Further, the appellant has made a Note on his RTI application that "this application may please be transferred to CAT Mumbai Bench". In the first instance, it was revealed that RTI application of the Appellant was not dealt with proper manner by the Nodal officer and RTI Assistant of the RTI cell.

The Nodal Officer of RTI Cell without scrutinised the RTI application of the Appellant carelessly transferred it to the CPIO (J) Central Administrative Tribunal, Principal Bench, New Delhi. The CPIO (J) also did not take any pain to examine the fact of the matter and supply wrong information to the Appellant.

Further, The Appellant has sent an e-mail dated 11.12.2018 to Sh. S. Rangarajan, Deputy Registrar, CPIO (J) and Registrar CAT, Principal Bench, New Delhi with reference to RTI reply given by Sh. S. Rangarajan Deputy Registrar and then CPIO (J) vide Letter No. PB/RTI/252/2018-19

Cont....3.

✓

dated 05.12.2018 on Appellant RTI application 27.11.2018 and request to the CPIO to kindly forward the RTI application to CAT, Mumbai Bench for necessary action and information. There is no confirmation on record that the CPIO (J) has transfer the Appellant's RTI Application to CPIO, CAT, Mumbai Bench.

In the above circumstances, the matter is remanded back to the CPIO (J),CAT, PB, New Delhi for afresh consideration. The CPIO (J), CAT, PB is directed to forward the Appellant's RTI application dated 27.11.2018 to the CPIO, CAT, Mumbai Bench under Section 6 (3) of the Right to information Act,2005 for providing requisite information to the Appellant within the period of 3 days from the receipt of this order with intimation to the Appellate Authority of this Bench.

The Nodal officer RTI Cell, CPIO (J) and RTI Assistant hereby warn to be more careful and such type of error could not be occur in future. The Nodal Officer should ensure that All RTI Applications/ Appeals received under Right to Information Act, 2005 should deal with strictly as per provision of the RTI Act, 2005 in future.

This Appeal is thus disposed of.

The appellant, if aggrieved by this order, is entitled to file a second appeal before the CIC, New Delhi Under Section 19(3) of the Right to

Cont....4.



Information Act, 2005 within 90 day from the date of communication of this order.


(Goutam Mondal)
Principal Registrar/ First Appellate Authority

Copy To:-

1. Shri R Sundara Raman, Assistant Professor- Mechanical Engineering, India Naval Academy Ezhimala, Kannur District, Kerala- 670310.
2. Nodal Officer, RTI Cell, CAT, PB, New Delhi.
3. CPIO (J) CAT, PB, New Delhi.
4. RTI Assistant, PB, New Delhi.
5. SO (e) to upload it on the official website of Central Administrative Tribunal, Principal bench, New Delhi.