

F. No. PB/RTI/65/2019-20
CENTRAL ADMINISTRATIVE TRIBUNAL
PRINCIPAL BENCH

61/35, Copernicus Marg,
New Delhi

Dated 19.08.2019

Appeal No.17/2019-20

Shri A D Gaikwad

...

Appellant

CPIO, Central Administrative Tribunal


...

Respondent

Facts:

This First Appeal dated 08.08.2019 has been received against the reply of the CPIO (JA), dated 06.08.2019 in dealing with RTI application dated 01.08.2019. I have perused the relevant records of the case and found that information sought for in respect of point No. 1 & 2 do not come under Section 2(f) of the RTI Act. With regards, to information at Sl. No. 3 the CPIO vide his letter dated 06.08.2019 has already informed the Applicant. The Grievance has already been dealt with and suitably replied.

Apart from above, the Hon'ble CIC in Appeal No.CIC/AT/A/2006/00586 dated 18.09.2007 (R.K Gupta Vs. ITAT) has held that any information concerning a judicial proceedings the information seeker should approach the concerned court or Tribunal. The Hon'ble Commission will not authorize the use of RTI Act for any such disclosure. It is for the concerned court or the Tribunal to take a decision in the matter as to whether the information requested is concerning judicial proceedings either pending before it or decided by it can be given or not.

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The Appellant herein has now mentioned Section 3 of the RTI Act, 2005, which states that subject to the provisions of this Act, all citizens shall have the Right to Information. Here it appears that the Section 2 (f) of the RTI Act has slipped out of the mind of the Appellant.

Apart from above, Section 32 of the AT Act, 1985 and the Section 4 (1) (b) (v) of the RTI Act has no nexus.

This Appeal is thus disposed of.

In case you are not satisfied with this decision, you may file second appeal before the Second Appellate Authority, i.e, Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi-67.

Yours faithfully,

(Goutam Mondal)

Principal Registrar/ First Appellate Authority

To

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