

F. No. PB/RTI/225/2018-19
Central Administrative Tribunal
Principal Bench

61/35, Copernicus Marg,
New Delhi

Dated: 07.01.2019

Appeal No. CADMT/A/2018/60043
Appeal No. 28

Praveen Poddar

Appellant

CPIO,
Central Administrative Tribunal

Respondent

Facts:

The present Appeal has been filed under Section 19 (1) of the RTI Act, 2005. The Appellant has stated vide his RTI application dated 29.09.2018 which was received in this office through online RTI portal has sought information about the status of e-filing of OAs with C.A.T. and action taken on Appellants e-mail dated 22.09.2018.

I have gone through the RTI application filed by the Appellant and replies given by the CPIO's vide e-mails dated 10.08.2018 and 31.10.2018. The final reply was uploaded on 05.11.2018 online RTI portal. I have also gone through the RTI Appeal dated 19.12.2018 along with documents attached thereto, the grounds of Appeal is refused access to information requested in the RTI Application.

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On perusal of Appeal, it is found that the response of CPIO's orders / decisions has not mentioned in the Appeal. I have in full agreement to the replies given by the CPIOs.

In the present Appeal the Appellant has referred to a number of RTI's, RTI Appeals, Complaints, Grievances filed with different Public Authorities. The Appellant has sought an Interim Relief to transfer to his RTI Appeals and underlying RTI request to Ministry of Railway with respect to supply the information of RTI Act, 2005.


As per the ART Act, 2005 one Public Authority cannot direct another Public Authority to provide the information to the Applicant. As per the Section 6 (1) of the RTI Act, it is the duty of the Applicant to file information request with the concerned Public Authority which hold the information. The First Appeal filed under RTI Act is not permissible to transfer to another Public Authority.

In the above circumstances, the present Appeal is liable to reject. However, you may, if advised approach the concerned Public Authority for desired information.

This appeal is, thus, disposed of.

In case the Appellant is not satisfied with this decision, he may file Second Appeal before the Second Appellant Authority i.e., CIC, New Delhi

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under Section 19(3) of RTI Act, 2005 within 90 days from the date of communication of this order.



(Goutam Mondal)
Principal Registrar/First Appellate Authority

Copy to:-

1. Mr. Praveen Poddar, House No. 521/B, Nambari Railway Officers Colony Malipatti Near Hill Top Road Maligaon, Assam-781011.
2. SO (C) to upload it on the official website of Central Administrative Tribunal, Principal Bench.