

OFFICE OF THE FIRST APPELLATE AUTHORITY
(Appointed under the Right to Information Act, 2005)
The Institute of Company Secretaries of India ICSI House
C-36, Sector-62, Institutional Area
Noida - 201 309 (U.P.)

Appeal No.00057/2024

IN THE MATTER OF:

Ms. Somya Jain
B-2 kuchani parisar beside metro hospital
Near damoh naka
Jabalpur 482002

Appellant

Vs.

Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309

Respondent

Date of Order: 15th May, 2024

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/24/00057 on 17.04.2024 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No. ICSOI/R/E/24/07396 dated 08.03.2024 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide her application dated 19.03.2024 has requested to provide certified answer sheets of Professional Programme for the subjects: MODULE 2:- PAPER 1 - SECRETARIAL AUDIT COMPLIANCE MANAGEMENT AND DUE DILIGENCE PAPER 2 - CORPORATE RESTRUCTURING, INSOLVENCY, LIQUIDATION AND WINDING UP PAPER3 - RESOLUTION OF CORPORATE DISPUTES, NON- COMPLIANCE AND REMEDIES MODULE 3:- PAPER 1 - CORPORATE FUNDING AND LISTING IN STOCK EXCHANGE PAPER 2 - MULTIDISCIPLINARY CASE STUDIES PAPER 3 - INSOLVENCY, LAW AND PRACTICE
- (3) The Appellant has informed in the instant appeal that "Details not provided".
- (4) The reply of the Respondent against the instant appeal is as under: -

"It is submitted that the requisite information as sought by the Applicant (Appellant hereinafter) in her RTI Application ICSOI/R/E/24/07396 dated 19.03.2024, was provided to the Appellant vide letter dated 21.03.2024 in which the Appellant was informed about weblink and the procedure to fetch the sought information (copy of letter enclosed). An announcement in this regard was also published on the website of the Institute (copy of announcement attached).

However, it is to inform that the Appellant did not apply at the said portal and thus the Scanned Answer Book could not be provided to him.

Further, this is also to inform that the Answer Books of the CS Examination, Dec. 2023 have now been disposed of in accordance with the Record Retention Schedule of Directorate of Examinations, ICSI and hence, the same cannot be provided.

The contents as above made in the RTI reply stands as it is and are candid".

- (5) This Office has carefully considered the application, the response, the appeal and the records made available and finds that the matter can be decided based on the material available on record.

The requisite information as sought by the Applicant was freely available in public domain without any cost at link <https://cc.icsi.edu> as intimated by CPIO EXAM to the Appellant vide communication dated 21.03.2024.

This Office concurs with the submission of the Respondent that since Answer books of CS Examination Session December 2023 have been disposed off in accordance with the Record Retention Schedule of Directorate of Examination of ICSI, hence the same cannot be provided.

The appeal is accordingly disposed of.

Sd/-

(Sonia Baijal)

First Appellate Authority

Copy to:

1. Ms. Somya Jain
B-2 kuchani parisar beside metro hospital
Near damoh naka
Jabalpur 482002
2. Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309
3. Directorate of IT - For publishing on the website