

**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, Institutional Area, Sector-62,  
Noida – 201 309 (U.P.)**

**Appeal No. 39/2020**

IN THE MATTER OF:

Shailesh Kumar Modi  
Modi Niwas Subhash Colony  
Shanti Nagar Sikar  
Rajasthan

Appellant

Vs.

Central Public Information Officer  
The Institute of Company Secretaries of India  
'ICSI House'  
22, Institutional Area, Lodi Road  
New Delhi – 110 003

Respondent

Date of Order : 27<sup>th</sup> April, 2020

**ORDER**

1. The Appellant has filed first appeal on 14th April, 2020 under Section 19(1) of the Right to Information Act, 2005 against response issued vide letter Ref. No. RTI 2005/3338(20) dated 25.03.2020 by the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
2. The Appellant vide his application dated 26.02.2020 had requested to provide the copies of answer books pertaining to his appearance in December, 2019 session of CS Examinations.
3. The Respondent vide letter dated 25.03.2020 issued the response to the Appellant wherein it was informed that the query was clear.
4. The Appellant has informed in the instant appeal that "Please let me know, applicable additional fees, if any as per rule 4 of the Right to Information (Regulation of Fee and Cost) Rules, 2005 has to be paid to provide above sought information."
5. The Respondent has informed against the instant appeal that the earlier reply stands and has further informed as under :

"It is to inform that the RTI applicant (appellant herein) had not asked any information. In his RTI application, he had given some of the inputs related to the result of December, 2019 session of examination of the ICSI but not mentioned what information exactly he wanted. It could be anything, either copies of answer sheets or inspection of answer sheets or anything else.

It is necessary to mention that the appellant has now written the query afresh in his 1st appeal under RTI Act, 2005, therefore, we reiterate our earlier reply as the CPIO/CAPIO is not supposed to interpret the query or information. It is completely a fault of the RTI applicant, if applicant is not mentioning the query clearly. "

6. 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.

7. This Office concurs with the submissions of the Respondent.

The appeal is accordingly dismissed.

Sd/-  
(Ankur Yadav)  
First Appellate Authority

Copy to :

1. Mr. Shailesh Kumar Modi  
Modi Niwas Subhash Colony  
Shanti Nagar Sikar  
Rajasthan

2. Mr. Surya Narayan Mishra  
Central Public Information Officer  
The Institute of Company Secretaries of India  
ICSI House, 22, Institutional Area  
Lodi Road  
New Delhi - 110 003

3. Directorate of IT .... For publishing on the website