

OFFICE OF THE FIRST APPELLATE AUTHORITY

(Under the Right to Information Act, 2005)
The Institute of Company Secretaries of India
ICSI House, 22 Institutional Area, Lodi Road
New Delhi

Appeal No. 10/2017

IN THE MATTER OF :

Sachin Tyagi
Village & PO Mawana Khurd
Meerut
Meerut -250 401

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 : 7th June, 2017

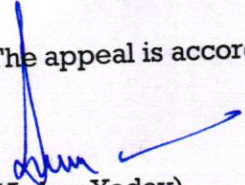
ORDER

1. The appellant has filed first appeal dated 7th May, 2017 under section 19 (1) of the Right to Information Act, 2005 against the response issued vide letter dated 28th April, 2017 by the Central Public Information Officer (CPIO) (hereinafter referred to Respondent) of the Institute of Company Secretaries of India.
2. In this appeal, the appellant has informed his queries have not been answered. He has further sought information on the accessibility of Sector-62, Noida Office through wheel chair and the provision under which no reservation has been given to the physically disabled persons in the employment in ICSI.
3. The respondent vide letter dated 28th April, 2017 had informed the appellant that the Office buildings of ICSI at its Head Office at New Delhi & Noida and Regional Offices at Kolkata, Mumbai, Delhi & Chennai have the facilities for physically disabled persons.
4. The respondent has further submitted that The Institute of Company Secretaries of India has been established under an Act of Parliament (The Company Secretaries Act, 1980) for the regulation and development of the profession of Company Secretaries does not come under the definition of "appropriate Government" as contained in Section 2(a) and "establishment" as defined in Section 2(k) of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and may not be required to make reservation for persons with disabilities in terms of the aforesaid Act.



5. This Office has carefully considered the application, the response, the appeal, the records made available and finds that the matter can be decided based on the material available on record.
6. As the appellant has challenged the veracity of the information provided with regard to the availability of facilities for persons with disabilities, CPIO is hereby directed to furnish the photographs of the facilities available in the Headquarters and Regional Offices at Kolkata, Mumbai, Delhi and Chennai to the appellant within 30 days from the date of issue of this Order.
7. The respondent has stated that the Institute does not come under the definition of 'appropriate Government' for making reservations for persons with disabilities in terms of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995. As per this assertion, this Office finds the information provided in the reply to the RTI query in order.

The appeal is accordingly disposed of.


(Ankur Yadav)

First Appellate Authority

Copy to :

1. Mr. Sachin Tyagi
Village & PO Mawana Khurd
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Meerut -250 401
2. Mr. Ashok Kumar Dixit
Central Public Information Officer
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3. Directorate of IT For publishing on the website