

OFFICE OF THE FIRST APPELLATE AUTHORITY

(Appointed under Right to Information Act, 2005)

The Institute of Company Secretaries of India

ICSI House, C-36-37, Institutional Area, Sector-62

Noida – 201 309 (U.P.)

Appeal No. 19/2017

IN THE MATTER OF :

Sanjay A. Singh
Shop No. 186, Gallaria
Hiranandani Gardens
Powai
Mumbai -400 072

Appellant

Vs.

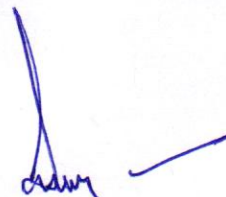
Central Public Information Officer
The Institute of Company Secretaries of India
'ICSI House'
22, Institutional Area, Lodi road
New Delhi – 110 003

Respondent

Date of Order : 5th October, 2017

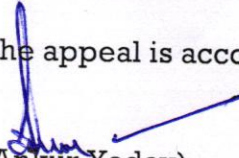
ORDER

1. The appellant has filed first appeal dated 8th September, 2017 under section 19(1) of the Right to Information Act, 2005 in connection with the information sought by him vide request dated 18.08.2017 from 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 that the respondent has not furnished the information sought by him even though the same is not exempted under the provisions of RTI Act.
3. The respondent has informed that the reply the reply to the RTI application dated 18th August, 2017 was furnished on 12th September, 2017 and it was informed to the appellant that "Since the recruitment process has not yet been completed, these details can not be provided".
4. The respondent has further informed that the RTI Act does not make it obligatory on the part of the Public Authority to create information and the information which is not in existence can not be created and designed for providing the same to the appellant.
5. The respondent has further informed that since the recruitment process has since been completed, the appellant may submit a fresh request seeking the information available as per the provisions of the RTI Act.



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. After going through the submissions of the respondent, this Office concurs with the said submissions and the appellant may submit a fresh request for seeking the information as available as per the provisions of the RTI Act.

The appeal is accordingly disposed of.



(Ankur Yadav)

First Appellate Authority

Copy to :

1. Sanjay A. Singh
Shop No. 186, Gallaria
Hiranandani Gardens
Powai
Mumbai -400 072
2. Mr. Ashok Kumar Dixit
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