

OFFICE OF THE FIRST APPELLATE AUTHORITY

(Appointed under 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. 5/2018

IN THE MATTER OF :

Abhishek Thathera

H.No. 467/35, Kasara Bazar

Near Agrawal Temple (Old Dhanmandi)

Bhilwara – 311 001

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 : 18th April, 2018

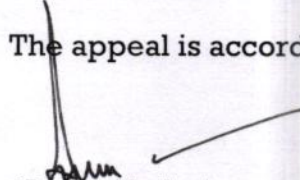
ORDER

1. The Appellant has filed first appeal dated 7th April, 2018 (received in this Office on 10th April, 2018) under section 19(1) of the Right to Information Act, 2005 against information provided vide letter Ref.No. RTI 2005/2012(18) dated 19th March, 2018 by the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
2. In this appeal, the Appellant has informed that the Respondent has denied access to the information as requested.
3. The Respondent had informed the Appellant that the information can be provided under mechanism for inspection and/or supply of certified copy(ies) of Answer Books only to the candidate concerned and the procedure is available on the Institute's website www.icsi.edu at the URL https://www.icsi.edu/webmodules/Inspection_Certified_Copy.pdf
4. The Respondent has referred to the Order dated 9th May, 2014 passed by Hon'ble Supreme Court of India in SLP (C) No. 12692/14 in the matter of The Institute of Company Secretaries of India Vs. Paras Jain.

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5. The Respondent has further informed that the Hon'ble Supreme Court of India vide the aforesaid Order has stayed the operation and implementation of the judgement passed by Hon'ble High Court of Delhi in LPA 275/2015.
6. The Respondent has further informed that the contents of the reply to the RTI query stands as it is and are candid.
7. 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.
8. This Office concurs with the submissions of the Respondent as above.

The appeal is accordingly dismissed.


(Ankur Yadav)
First Appellate Authority

Copy to :

1. Mr. Abhishek Thathera
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2. Mr. Ashok Kumar Dixit
Central Public Information Officer
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3. Directorate of IT For publishing on the website