

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. 31/2022

IN THE MATTER OF:

MR. TUSHAR SARODE
75A Flat NO 203,
Dwarkapuri
Indore-452002
Madhya Pradesh

Appellant

Vs.

Shri Santosh Kumar Sharma
Central Public Information Officer
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309

Respondent

Date of Order: 25th April, 2022

ORDER

1. The Appellant has filed first appeal on 02.04.2022 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No: Registration Number: ICSOI/R/E/22/04478 dated 31.03.2022 against 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 26.03.2022 has requested to provide photocopy of Answer book for CS Executive of the Board Examinations under the RTI Act, 2005.
3. The Appellant has informed in the instant appeals that “asked information not properly given, only the front page of each subject is given and copy of answer sheet of other subjects are also not provided”.
4. The reply of the Respondent against the instant appeal is as under: -

“It is submitted that we have provided the requisite information/documents complete in all respect at the Email id of the Applicant (Appellant hereinabove) registered with the Institute of Company Secretaries of India vide Email dated 31.03.2022 in which a web-link, Username and Password have been provided to the Appellant to download and view the answer books pertaining to December 2021 session.

It is also submitted that all pages of Answer Books of all the subjects written by the Appellant in Company Secretaries Examination, December 2021 are provided to him.

Further, this to inform the Answer Books of June, 2021 session of examinations have been disposed of as per the Record Retention Schedule of the Institute. Hence, the same cannot be provided. Furthermore, the Record Retention Schedule of the Institute is in public domain and hosted at Institute's Website www.icsi.edu.

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

Therefore, the appeal deserves to be dismissed in-limine."

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.
6. The submissions of the Respondent is taken on record. Further, It is directed to the respondent that if approached again the respondent to share the document for December 2021 by email within 07 days of being approached.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

1. MR. TUSHAR SARODE
75A Flat NO 203,
Dwarkapuri
Indore-452002
Madhya Pradesh
2. Shri Santosh Kumar Sharma
Central Public Information Officer
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309
3. Directorate of IT - For publishing on the website