

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. 34/2022

IN THE MATTER OF:

Mr. Aditya Joshi
634 B Narayan Sarover
E Patrakar Colony,
Mansarovar
Jaipur-302029
Rajasthan

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: 28th April, 2022

ORDER

1. The Appellant has filed first appeal on 05.04.2022 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No.: Registration Number: ICSIO/R/E/22/04120 dated 05.04.2022 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 20.03.2022 has requested for the certified copies of December 2020 attempt of CS final.
3. The Appellant has requested in the instant that "My application is disposed of on account of the non-availability of the copies as per retention provisions.
Please provide the certified copies as it is urgently needed.
The records are preserved for only 1 year is not specified reason".
4. The reply of the Respondent against the instant appeal is as under: -

"It is submitted that the Answer Books of December, 2020 session of examinations have been disposed of as per the Record Retention Schedule of the Institute. Hence, the same cannot be provided. Further, the Record Retention Schedule of the Institute is in public domain and hosted at Institute's Website at <https://www.icsi.edu/media/webmodules/linksofweeks/Record%20Retention.pdf>

It is also submitted that “The records are preserved for only 1 year is not specified reason” is not information under the provisions of the RTI Act, 2005.

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. This Office concurs with the submission of the Respondent.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

1. Mr. Aditya Joshi
634 B Narayan Sarover
E Patrakar Colony,
Mansarovar
Jaipur-302029
Rajasthan
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