

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. 07/2023

IN THE MATTER OF:

MS AISHWARYA TAMBE
C2 /204 Shiv Shruti Complex
Near Dubey Medical College
Rajnagar Nallasopara East
Maharashtra - 401209

Appellant

Vs.

Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309

Respondent

Date of Order: 31st March, 2023

ORDER

- (a) The Appellant has filed first Appeal No. ICSOI/A/E/23/00007 on 03.03.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. ICSOI/R/E/22/06546 dated 09.09.2022 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (b) The Appellant vide her application dated 26.08.2022 has requested to provide the answer books of Executive Programme Examination Subject Name 421: JURISPRUDENCE, INTERPRETATION & GENERAL LAWS (JIGL) 422 : COMPANY LAW (CL) 423: SETTING UP OF BUSINESS ENTITIES AND CLOSURE (SBEC) of June 2022 session.
- (c) The Appellant has informed in the instant appeals that "Details not provided".
- (d) The reply of the Respondent against the instant appeal is as under: -

"1. It is submitted that the information sought supplied to Applicant (Appellant hereinafter) on 08.09.2022 in response to her RTI Application No. ICSOI/R/E/23/06546 dated 26.08.2022 was within the time specified under the Right to Information Act, 2005.

2. It is further submitted that in the instant Appeal, the Appellant has sought new information which was not part of her RTI Application dated 26.08.2022 and as such it cannot be treated under this present Appeal and liable to be rejected.

3. Furthermore, the Appellant has filed the appeal on 03.03.2023 beyond the time limit as specified under section 19(1) of the Right to information Act, 2005.

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

- (e) 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.
- (f) This Office concurs with the submission of the Respondent. It has been found that response has been provided by CPIOEXAM to the Appellant on 08.09.2022 11:11 AM at registered email ID. Furthermore, the Appellant has filed the appeal on 03.03.2023 beyond the time limit as specified under section 19(1) of the Right to information Act, 2005.

The appeal is accordingly dismissed.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

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3. Directorate of IT - For publishing on the website