

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. 79/2022

IN THE MATTER OF:

Mohan Vats
H. No 330
Sihi Sector 8 Mariya Mohalla
Faridabad-121006
Haryana

Appellant

Vs.

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

Respondent

Date of Order: 25th October, 2022

ORDER

1. The Appellant has filed first appeal on 07.10.2022 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No: Registration Number: ICSOI/R/E/22/11445 dated 07.10.2022 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 18.09.2022 has requested to provide photocopy of Answer book of the Board Examinations for CS Executive Month : Dec 2021 & June 2021 under the RTI Act, 2005.
3. The Appellant has informed in the instant appeals that "Refused access to Information Requested."
4. The reply of the Respondent against the instant appeal is as under: -

"It is submitted that the information sought was the Answer Books of the Appellant in respect of his appearance in CS Examination, June 2021 and December 2021 sessions, and that the Answer Books of CS Examination, June 2021 and December 2021 sessions have been disposed of in accordance with the Record Retention Schedule of Directorate of Examinations, ICSI (already available in public domain at Institute's website www.icsi.edu) and hence, the same cannot be provided."

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 Office concurs with the submission of the Respondent. Answer Books of CS Examination, June 2021 and December 2021 sessions have been disposed of in accordance with the Record Retention Schedule of Directorate of Examinations, hence, the same cannot be provided.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

1. Mr. Mohan Vats
H. No 330
Sihi Sector 8 Mariya Mohalla
Faridabad-121006
Haryana
2. Shri Santosh Kumar Sharma
Central Public Information Officer
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C-37, Sector 62, NOIDA- 201309
3. Directorate of IT - For publishing on the website