

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. 06/2023

IN THE MATTER OF:

H N SUBRAHMANYA
MIG 215 H Block
4th Main Ramakrishna Nagar
Mysore-561210
Karnataka

Appellant

Vs.

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

Respondent

Date of Order: 24th March, 2023

ORDER

- (a) The Appellant has filed first appeal on 28.02.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. ICSOI/R/E/22/12448 dated 11.11.2022 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (b) The Appellant vide his application dated 22.10.2022 has requested to provide moderation marks given to CS Final group students in May/June 2022 exam.
- (c) The Appellant has informed in the instant appeals that “No Response Within the Time Limit”.
- (d) The reply of the Respondent against the instant appeal is as under: -

“1. It is submitted that the information sought was supplied to Applicant (Appellant hereinafter) on 11.11.2022 (Copy enclosed) in response to his RTI Application No. ICSOI/R/E/22/12448 dated 22.10.2022 was within the time specified under the Right to Information Act, 2005.

2. It is further submitted that the information provided to the Appellant is as “the reply is – No” and that the information supplied is correct and complete. However, the information sought is interrogative and imaginative and the same is not an information under section 2(f) of the Right to Information Act, 2005.

3. The Appellant has filed the instant appeal on 28.02.2023 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. Interrogative queries do not come under the ambit of RTI Act.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

- 1. MR. H N SUBRAHMANYA
MIG 215 H Block
4th Main Ramakrishna Nagar
Mysore-561210
Karnataka
- 2. Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309
- 3. Directorate of IT - For publishing on the website