

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. 163/2023

IN THE MATTER OF:

Mohit Gurrani
E-539, Jagjeet Nagar
Brahmpuri, Gali No. 10
Delhi

Appellant

Vs.

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

Respondent

Date of Order: 27th April, 2023

ORDER

- (a) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00163 on 01.04.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. ICSOI/R/E/23/05115 dated 21.03.2023 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 01.03.2023 has requested to provide the photocopy of answer books for CS Executive Programme examination, Session: December 2022 for the subjects: 01 JURISPRUDENCE, INTERPRETATION AND GENERAL LAWS (421), 02 COMPANY LAW (422), 03 SETTING UP OF BUSINESS ENTITIES AND CLOSURE (423), 04 TAX LAWS (424).
- (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 has been provided at bhubangururani@gmail.com the registered email of the candidate concerned, vide email dated 20.03.2023 in which a web-link, Username and Password have been provided to the Appellant to access the information sought.

2. It is further submitted that in the instant Appeal the Appellant is making request for providing the information once again mentioning the email-id other than that of the email-id registered with the ICSI and no evidence was placed before the CPIO by the Appellant that the new email-id belongs to the same person i.e. the candidate whose personal information is sought in the aforesaid Appeal and in the RTI Application. We are to also submit that the personal information of the students/candidates is provided at the registered email-id only.

3. It is also submitted that the email-id as mentioned in the instant appeal and the email id registered with the ICSI belong to different persons, makes it evident that the Appellant is seeking personal information of other person and the Central Public Information officer is of the opinion that the disclosure of which has no relationship to any public activity or interest and would cause unwarranted invasion of the privacy of the individual and exempt from disclosure under Section 8 (1) (j) 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. Response provided by CPIO EXAM to the Appellant vide email dated 20.03.2023 at his registered email id. Further, Information sought can be provided to Appellant at his/her registered email id only.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

- 1. Mr. Mohit Gurrani
E-539, Jagjeet Nagar
Brahmpuri, Gali No. 10
Delhi
- 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

