

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.344/2023

IN THE MATTER OF:

Ms. Dharna
406/7 Moonga nagar
Karawal nagar road
Delhi-94

Appellant

Vs.

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

Respondent

Date of Order: 13th October, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00344 on 16.09.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No.: ICSOI/R/E/23/04523 dated 20.03.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide her application dated 28.02.2023 has requested to provide the Certified copies of papers for CS Executive Examination held in December 2022 for the Subjects: JIGL:421 COMPANY LAW: 422 SBEC: 423 SLCM: 426 EBCL: 427
- (3) The Appellant has informed in the instant appeal that "Details not provided".
- (4) The reply of the Respondent against the instant appeal is as under: -

"It is submitted that the Applicant (Appellant hereinafter) has filed the Appeal on 16.09.2023 in response to the information supplied to her on 20.03.2023 for her RTI Application No. ICSOI/R/E/23/04523 dated 28.02.2023 beyond the time limit as specified under Section 19(1) of the Right to Information Act, 2005.

Further, It is submitted that we have provided the requisite information as sought by the Appellant in her above mentioned RTI Application, at the email id of the Appellant registered with the Institute of Company Secretaries of India vide email dated 18.03.2023 in which a web-link, Username and Password have been provided to the Appellant to access the information sought.

Furthermore, the Answer Books of the CS Examination, December 2022 have been disposed of in accordance with the Record Retention Schedule of Directorate of Examinations, ICSI and hence, the same cannot be provided.

Record Retention schedule of the Institute is in public domain and available at Institute's website www.icsi.edu.

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

- (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.

This Office concurs with the submission of the Respondent. Since Answer books of CS Examination Session December 2022 have been disposed of in accordance with the Record Retention Schedule of Directorate of Examination of ICSI, hence the same cannot be provided.

The appeal is accordingly disposed of.

Sd/-

(Sonia Baijal)
First Appellate Authority

Copy to:

1. Ms. Dharna
406/7 Moonga nagar
Karawal nagar road
Delhi-94
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