

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.346/2023

IN THE MATTER OF:

Shri Rushikesh Laxman Puri
Behind Gajanan Maharaj Temple Anand Nagar ,
Anand
Akola 444004

Appellant

Vs.

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

Respondent

Date of Order: 16th October, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00346 on 17.09.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No.: ICSOI/R/E/23/12229 dated 10.06.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide his application dated 31.05.2023 has requested to provide the Certified copies of answer sheets for CS Executive Examination held in December 2022 for the Subjects: PAPER 6: Securities Laws and Capital Markets PAPER 7: Economic Business and Commercial Laws PAPER 8: Financial and Strategic Management.
- (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 information sought was the Answer Books of the Applicant (Appellant hereinabove) in respect of his appearance in CS Examination, December 2022 session, and that 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.

Furthermore, it is submitted that the Appellant has filed the Appeal on 17.09.2023 in response to the information supplied to him on 10.06.2023 for his RTI Application No. ICSOI/R/E/23/12229 dated 31.05.2023 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".

- (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. Shri Rushikesh Laxman Puri
Behind Gajanan Maharaj Temple Anand Nagar,
Anand
Akola 444004
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