

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.375/2023

IN THE MATTER OF:

Ms. Pooja Dangi
V-Hinoti, P- Khaikheda; Behind Shiv Mandir
City Doraha,
District-Sehore- 466661

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 October, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00375 on 26.09.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No. ICSOI/R/E/23/20267 dated 23.09.2023 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 28.08.2023 has requested to provide the photo copies of answer sheets for CS Professional Examination held in June 2023 for the subjects 434: SECRETARIAL AUDIT, COMPLIANCE MANAGEMENT AND DUE DILIGENCE (SACMDD) 437: CORPORATE FUNDING AND LISTINGS IN STOCK EXCHANGES (CFLSE) 435: CORPORATE RESTRUCTURING, INSOLVENCY, LIQUIDATION AND WINDING-UP (CRILW) 438: MULTIDISCIPLINARY CASE STUDIES (MCS)(Open Book Exam) 436:RESOLUTION OF CORPORATE DISPUTES, NON COMPLIANCES AND REMEDIES (RCDNR) 448: INSOLVENCY – LAW AND PRACTICE (INLP).
- (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 requisite information as sought by the Applicant (Appellant hereinafter) in her RTI Application ICSOI/R/E/23/20267 dated 28.08.2023, was made available in public domain and was freely available without any cost at link <https://cc.icsi.edu>.

Further, the Appellant was informed about the said link and the procedure to fetch the information in response to his above mentioned RTI Application vide letter dated 23.09.2023(copy of letter enclosed). An announcement in this regard has also been published on the website of the Institute (copy of announcement attached).

Furthermore, in the instant Appeal the Appellant sought her certified copies of Answer Books once again. However, this is to inform that the certified copies were to be provided to the Appellant through the portal only after registration at link <https://cc.icsi.edu> which had not done by the Appellant.

It is also to submit that the Answer Books of the CS Examination, June 2023 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.

The requisite information as sought by the Appellant was freely available in public domain without any cost at Link <https://cc.icsi.edu> as intimated by CPIO EXAM to the appellant vide communication dated 23.09.2023.

This Office concurs with the submission of the Respondent that since Answer books of CS Examination Session June 2023 have been disposed off 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. Pooja Dangi
V-Hinoti, P- Khaikheda; Behind Shiv Mandir
City Doraha,
District-Sehore- 466661
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