

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.379/2023

IN THE MATTER OF:

Shri MD IBRAHIM
97 H/3 Debendra Chandra Dey road
Kolkata- 700015

Appellant

Vs.

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

Respondent

Date of Order: 25th October, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00379 on 27.09.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No. ICSOI/R/E/22/03015 dated 16.03.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide his application dated 27.02.2023 has requested to provide the certified copies of answer books for CS Executive Examination held in December 2022 for the Subjects: 421 JIGL 02 422CL 03 423 SBEC 04 424 TL.
- (3) The Appellant has informed in the instant appeal that "No response within time limit".
- (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 27.09.2023 in response to the information supplied to her on 16.03.2023 for his RTI Application No. ICSOI/R/E/22/03015 dated 27.02.2023 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 15.03.2023 in which a web-link, Username and Password was provided to the Appellant to access the information sought (copy enclosed).

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 that since Answer books of CS Examination Session December 2022 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. Shri MD IBRAHIM
97 H/3 Debendra Chandra Dey road
Kolkata- 700015
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