

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.423/2023

IN THE MATTER OF:

Ms. Stuti Pandya
C 24 Narayan orbis near Narayan Aura sun Pharma
Padra Road
Atladra-390012

Appellant

Vs.

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

Respondent

Date of Order: 6th November, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00423 on 07.10.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No. ICSOI/R/E/23/25085 dated 06.10.2023 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 04.10.2023 has requested to provide the answer scripts of CS Professional Examination held in December 2022 for the subjects: 01 -Governance ,Risk Management, Compliances And Ethics (GRMCE) -Code : 431 02 - Secretarial Audit ,Compliance Management And Due Diligence (SACMDD) - Code : 434 03 - Corporate Funding And Listings In Stock Exchanges (CFLSE) - Code : 437 04 - Advanced Tax Laws (ATL) - Code : 432 05 - Corporate Restructuring, Insolvency, Liquidation And Winding-up (CRILW) - Code : 435 06 -Multidisciplinary Case Studies (MCS) - Code : 438 07 – Drafting, Pleadings And Appearances (DPA) - Code : 433 08 - Resolution Of Corporate Disputes , Non-compliances And Remedies (RCDNR) -Code : 436 09 - Insolvency - Law And Practice (INLP) - Code : 448
- (3) The Appellant has informed in the instant appeal that “Provided incomplete, misleading or false information”.
- (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 her 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”.

- (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 06.10.2023.

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. Ms. Stuti Pandya
C 24 Narayan orbis near Narayan Aura sun Pharma
Padra Road
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