

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.428/2023

IN THE MATTER OF:

Shri Murari Agarwal
Ward no 17 Near Radha Hospital
Fatehpur-332301

Appellant

Vs.

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

Respondent

Date of Order: 7th November, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00428 on 08.10.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref No. ICSOI/R/E/23/21329 dated 27.09.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide his application dated 02.09.2023 has requested to provide the scanned copy of the paper of CS Professional Examination held in June 2023 for the subjects: 01 GRMC 43102 ATL 432 03 DPA 433 04 CFLSE 437 05 MCS 438 06 INPL 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 requisite information as sought by the Applicant (Appellant hereinafter) in his RTI Application ICSOI/R/E/23/21329 dated 02.09.2023, was made available in public domain and 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 sought information vide letter dated 27.09.2023(copy of letter enclosed). An announcement in this regard has also been published on the website of the Institute (copy of announcement attached).

Furthermore, it is to inform that Appellant has already accessed the required information

through the above mentioned portal (copy of screenshot attached).

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 once again. 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 27.09.2023.

Further, CPIO EXAM has substantiated that Appellant has already accessed the required information through the above-mentioned portal.

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 now.

The appeal is accordingly disposed of.

Sd/-

(Sonia Baijal)
First Appellate Authority

Copy to:

1. Shri Murari Agarwal
Ward no 17 Near Radha Hospital
Fatehpur-332301
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