

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.77/2023

IN THE MATTER OF:

Mayuri Anant Kulkarni
767/18,12B
Guruprasad Bunglow
Panchgaon Road,Near
Kolhapur- 416007
Maharashtra

Appellant

Vs.

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

Respondent

Date of Order: 18^h April, 2023

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00077 on 20.03.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. ICSOI/R/E/23/01567 dated 13.03.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide her application dated 26.02.2023 has requested to provide certified copies of checked papers for CS Executive Programm, Session: December 2022 Examination for the subjects: 1) jurisprudence, interpretation and general laws paper code 421 2) company law paper code 422 3) setting up of business entities paper code 423 4) Tax laws paper code 424.
- (3) The Appellant has informed in the instant appeals that “Refused access to Information Requested. Further, seeking Certified copies of marksheet.”
- (4) The reply of the Respondent against the instant appeal is as under: -

“1. It is submitted that we have provided the information sought to the Applicant (Appellant hereinafter) in response to her RTI Application ICSOI/R/E/23/01567 dated 26.02.2023, at the email id of the Appellant registered with the Institute of Company Secretaries of India vide email dated 10.03.2023 in which a web-link, Username and Password have been provided to access the information sought.

2. It is further submitted that in the instant Appeal, the Appellant has sought new information which was not part of her RTI Application dated 26.02.2023 and as such it cannot be treated under this present Appeal and liable to be rejected.

3. It is also submitted that the Institute does not maintain the copy of marks sheet as sought in her instant Appeal. Further, the original marks sheets are issued to the candidates concerned. In case if required, a candidate can obtain the duplicate marks sheet and the procedure for obtaining the same is already in public domain at the link https://www.icsi.edu/media/webmodules/Duplicate_Result_cum_MarksStatement.pdf

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.
- (6) This Office concurs with the submission of the Respondent. It has been noticed that Response provided by CPIO EXAM to the Appellant at her registered email id vide email dated 10.03.2023. Further, it is requested to the Appellant to follow the procedure for obtaining duplicate mark sheet.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

1. Ms. Mayuri Anant Kulkarni
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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