

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.00074/2024

IN THE MATTER OF:

Mr. Vijay Verma
House No. – 437,
Near Peepal Tree, Kasba Begumabad,
Modinagar, Ghaziabad
Uttar Pradesh - 201204

Appellant

Vs.

Central Public Information Officer
The Institute of Company Secretaries of India
'ICSI House', 22, Institutional Area, Lodi Road,
New Delhi - 110003

Respondent

Date of Order: 06th September 2024

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/24/00074 on 11.08.2024 under Section 19(1) of the Right to Information Act, 2005 in connection with Response vide letter dated 24.07.2024 against the Central Public Information Officer (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide his RTI Application No. ICSOI/R/E/08142 dated 25/06/2024 has submitted following queries:
- a) **THE INSTITUTE OF COMPANY SECRETARIES OF INDIA (ICSI)** द्वारा परीक्षा प्रश्न पत्र की भाषा और माध्यम के चयन के सम्बन्ध में क्या नीति या दिशा-निर्देश हैं ? कृपया उसकी प्रतिलिपि प्रदान करें ?
 - b) हिंदी माध्यम में तैयारी करने वाले विद्यार्थियों को अंग्रेजी भाषा में प्रश्न पत्र क्यों प्रदान किया गया इसका कारण बताने वाले किसी भी निर्णय या सरकुलर की प्रतिलिपि प्रदान करें ?
 - c) क्या परीक्षा आवेदन के समय विद्यार्थियों को माध्यम चुनने का विकल्प दिया गया था ? यदि हाँ, तो हिंदी माध्यम का चयन करने के बावजूद अंग्रेजी भाषा में प्रश्न पत्र क्यों दिया गया ?
 - d) कृपया परीक्षा समिति/बोर्ड द्वारा लिए गए सभी संबंधित निर्णयों, नोटिफिकेशन और सर्कुलर्स की प्रतिलिपि प्रदान करें जो परीक्षा पत्र की भाषा से सम्बंधित हों ?
 - e) कृपया यदि संभव हो, तो परीक्षा समिति/बोर्ड द्वारा भाषा चयन से सम्बंधित लिए गए सभी संबंधित निर्णयों की अधिग्रहण भी प्रदान करें ?
 - f) क्या भारत के संविधान के अंतर्गत नागरिक/विद्यार्थियों को अपनी भाषा चुनने का तथा अपनी भाषा के अनुसार परीक्षा उत्तर और परीक्षा का प्रश्न पत्र प्राप्त करने का अधिकार है ? यदि हाँ, तो इसके लिए क्या प्रयास किये गए हैं ? यदि नहीं, तो इसका कारण क्या है ?
- (3) The Appellant has submitted in the instant appeal with regards to the reply provided by the

Respondent to the RTI queries that complete information requested by him has not been provided and has once again requested for the same.

(4) The reply of the Respondent against the instant appeal is as under: -

“Since the RTI application pertains to Directorate of Examination of the ICSI, therefore, the CPIO has asked for written submission from concerned Directorate for the same. Their submission is mentioned below:

Written submission to query numbers 1 to 3: - “Our reply remains the same as provided in RTI reply dated 24.07.2024.”

Written submission to query number 4 and 5 :- “The query is not clear.”

Written submission to query number 6:- “This is a question as such not an information within the meaning of Section 2(f) of the RTI Act, 2005.”

Further, the Public Authority under the RTI Act, 2005 is not supposed to create information or to interpret information or to solve the problems raised by the applicants.

Therefore, the contents made in the RTI Reply stands as it is, and appeal deserves to be dismissed.”

(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 submissions of the Respondent in his reply to the instant appeal.

The appeal is accordingly disposed of.

Sd/-

(Asit Kumar Rath)
First Appellate Authority

Copy to:

1. Mr. Vijay Verma
House No. – 437,
Near Peepal Tree, Kasba Begumabad,
Modinagar, Ghaziabad
Uttar Pradesh – 201204
2. Central Public Information Officer
The Institute of Company Secretaries of India
'ICSI House', 22, Institutional Area, Lodi Road,
New Delhi - 110003
3. Directorate of IT - For publishing on the website.