

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.00083/2024

IN THE MATTER OF:

Mr. Ajinkya
Wakad pune
Pin: 410038
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: 26th September 2024

ORDER

- (1) The Appellant has filed first Appeal- No. ICSOI/A/E/24/00083 on 07.09.2024 under Section 19(1) of the Right to Information Act, 2005 in connection with the Response vide letter dated 07.09.2024 against the Central Public Information Officer (EXAM) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (2) The Appellant vide his RTI Application No. ICSOI/R/E/24/11193 dated 29.08.2024 has requested for following information:

"Certified copy of answer sheet. Attempt June 2024.
Old syllabus professional group. Roll no: 627507
Registration number: 440904042/11/2020
Subject:
1. CORPORATE FUNDING AND LISTINGS IN STOCK EXCHANGES
2. MULTIDISCIPLINARY CASE STUDIES
3. INSOLVENCY - LAW AND PRACTICE"
- (3) The Appellant has submitted in the instant appeal as follows:

"I have paid the amount to get the certified copies from ICSI (via rti) and reply which I get from the concerned officer after 10 days that the copies are made available for free. This is not appropriate; I have paid the amount, and this is not the way to dispose of my application. I want my certified copies (soft copy)"
- (4) The reply of the Respondent against the instant appeal is as under: -

“It is submitted that procedure to access the requisite information as sought by the Applicant (Appellant hereinafter) in RTI Application ICSOI/R/E/24/11193 dated 29.08.2024 was provided to the Applicant on 09.09.2024 and subsequently the sought information was received and accessed by the Appellant (screen shot attached).

However, in the instant Appeal the Appellant has asked questions which were not a part of his original RTI Application i.e. clarification regarding payment of Rs. 10 as fee for filing RTI Application.

It is to inform that the copies provided through the ICSI Examination Answer Books Portal are free of cost and are open for all the students and does not fall under the purview of RTI Act 2005. An announcement in this regard has also been published by the Institute and available at web location www.icsi.edu – Examination – Result – Announcement (Supply of copy of Answer Book(s) to the students of CS Examination – June,2024).

Hence, a student is not bound to file an RTI Application to have access to his/her scanned Answer Books and the Appellant filed the RTI Application of his own free will.

Further, since the Appellant has already viewed his Answer Books, no further information is required to be given.

The contents as above made in the RTI reply stands as it is and are candid.

Therefore, the appeal deserves to be dismissed in-limine.”

- (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.

The appeal is accordingly disposed of.

Sd/-

(Asit Kumar Rath)
First Appellate Authority

Copy to:

1. Mr. Ajinkya
Wakad pune
Pin: 410038
Maharashtra
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