

**OFFICE OF THE FIRST APPELLATE AUTHORITY**

(Appointed under Right to Information Act, 2005)

The Institute of Company Secretaries of India

ICSI House, C-36, Institutional Area, Sector-62

Noida – 201 309 (U.P.)

**Appeal No. 6/2020**

IN THE MATTER OF:

Vijay Joshi  
14/6, CMA Pride, Manoramaganj  
Indore  
Madhya Pradesh – 452 001

Appellant

Vs.

Central Public Information Officer  
The Institute of Company Secretaries of India  
'ICSI House'  
22, Institutional Area, Lodi Road  
New Delhi – 110 003

Respondent

**Date of Order : 3<sup>rd</sup> February, 2020**

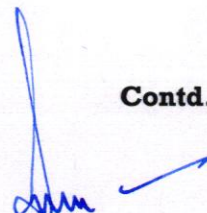
**ORDER**

1. The Appellant has filed first appeal on 21<sup>st</sup> January, 2020 under section 19(1) of the Right to Information Act, 2005 against response issued vide letter Ref. No. RTI 2005/2915(19) dated 05.12.2019 by 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 19.11.2019 had requested to provide "certified true copy indicating the date upto which certificate of practice of members of the Institute of Company Secretary of India bearing CP Number – 7920."
3. The Respondent vide letter dated 05.12.2020 issued the response to the Appellant. In the said response, the Respondent had informed the Appellant that as under :

*"The information as sought by you is relating to the third party. Therefore, in accordance with the Section 11(1) of the Right to Information Act, 2005, a letter was written to the third party (i.e. Mr. Saurabh Parikh). The third party was invited to make submission(s), as to whether the information as sought by you should be disclosed or not.*

*However, the third party has not submitted his reply. Therefore, as per the provision of Section 8(1)(j) of the RTI Act, 2005, we regret our inability to furnish the information."*

**Contd...2...**





4. The Appellant has informed in the instant appeal as under :

*"Information required was addressed to The Institute of Company Secretaries of India to be made available from its official records. The information is not asked from any individual. This is related to Date of surrender of Certificate of Practice of the member of ICSI and it is an important information required in the public domain to ascertain validity of certificates issued by the members. Considering the information required as personal and concerned person refused to disclose, can not be a ground for refusal. We require official information from office of ICSI where this application is addressed. ICSI can not refuse to provide the information required in the larger public interest."*

5. The Respondent has informed against the instant appeal that the third party has not yet given his consent for providing the information. The Respondent has further informed that the reply against the RTI application was issued on 05.12.2019 and the first appeal dated 21.01.2020 has been received after the stipulated date.
6. 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.
7. This Office concurs with the submissions of the Respondent as no reason has been given by the Appellant for the delay.

The appeal is accordingly dismissed.

(Ankur Yadav)

First Appellate Authority

Copy to :

1. Mr. Vijay Joshi  
14/6, CMA Pride, Manoramaganj  
Indore  
Madhya Pradesh - 452 001
2. Mr. Surya Narayan Mishra  
Central Public Information Officer  
The Institute of Company Secretaries of India  
ICSI House, 22, Institutional Area  
Lodi Road  
New Delhi - 110 003
3. Directorate of IT .... For publishing on the website