

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. 17/2019

IN THE MATTER OF:

Romy Jaipuria
Flat No. 5, Akruti Plaza
Near Postal Ground
Yavatmal
Maharashtra – 445 001

Appellant

Vs.

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

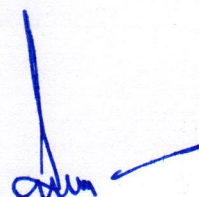
Respondent

Date of Order : 30th May, 2019

ORDER

1. The Appellant has filed first appeal dated 22nd May, 2019 under section 19(1) of the Right to Information Act, 2005 against information provided vide letter Ref. No. RTI 2005/2262(19) dated 22nd May, 2019 by the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
2. The Appellant has mentioned under the ground for appeal that the matter should be disposed of by the Respondent based on the information available.
3. The Respondent vide reply dated 22.05.2019 against the RTI query had informed the Appellant against query No. 1 that the query is quite vague.

Contd..2...



4. The Respondent had informed against query No. 2 that it is not an information as it is in the nature of giving opinion and hence cannot be construed as information under the Right to Information Act, 2005.
5. The Respondent has informed against the instant appeal that the contents of the RTI reply dated 22.05.2019 stands as it is.
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 notes that the query was as under :

*"Provide any of following subject involved in either syllabus as student of company secretary body or in continuous professional education training given to members of icsi
The State Bank of India Act 1955 and The State Bank of India subsidiary Act 1959 Bank acquisition and transfer of undertaking act 1970. If not involved as above then provide reason for recorded in writing for not including so."*

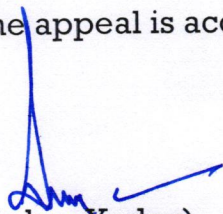
In the response issued vide letter dated 22.05.2019 against the RTI query, the above queries were bifurcated into two queries as given in the left column below wherein the expectations from the queries appears to have been lost and the queries should be considered as given in the right column.

Queries considered as	Queries should be considered as
<p>Query 1 Provide any of following subject involved in either syllabus as student of company secretary body or in continuous professional education training given to members of icsi</p> <p>Query 2 The State Bank of India Act 1955 and The State Bank of India subsidiary Act 1959 Bank acquisition and transfer of undertaking act 1970 If not involved as above then provide reason for recorded in writing for not including so</p>	<p>Query 1 Provide any of following subject involved in either syllabus as student of company secretary body or in continuous professional education training given to members of icsi The State Bank of India Act 1955 and The State Bank of India subsidiary Act 1959 Bank acquisition and transfer of undertaking act 1970</p> <p>Query 2 If not involved as above then provide reason for recorded in writing for not including so</p>

Contd..3...

The Respondent is directed to issue response on the RTI query afresh on the lines as stated above within 15 working days from the date of issue of this order.

The appeal is accordingly disposed of.



(Ankur Yadav)

First Appellate Authority

Copy to :

1. Mr. Romy Jaipuria
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Near Postal Ground
Yavatmal
Maharashtra - 445 001
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