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, Institutional Area, Sector-62,
Noida - 201 309 (U.P.)

Appeal No. 82/2020

IN THE MATTER OF:

Tarun Tatede
49,Gopal Pura Maxi Road ,
Ujjain
Madhya Pradesh – 456 010 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 : 10th June, 2020

ORDER

1. The Appellant has filed first appeal on 5th June, 2020 under Section 19(1) of the Right to Information Act, 2005 against response issued vide letter Ref. No. RTI 2005/3687(20) dated 27.03.2020 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 28.02.2020 had requested to provide the copies of answer books pertaining to his appearance in December, 2019 session of CS Examinations.

3. The Respondent vide letter dated 27.03.2020 issued the response to the Appellant wherein it was advised to send the requisite fee applicable under the RTI Act.

4. The Appellant has informed in the instant appeal that "Required information of given application has not been provided. Its been more than 90days to logged application. Now, the new normal is live with covid-19.so kindly provide me in soft copy of certified copies ."

5. The Respondent has informed against the instant appeal that the earlier reply stands and has further informed as under :

   "This is to inform that as per notifications issued by the Government of India; we are still in national lockdown and have to take preventive measures to contain the spread of Novel Coronavirus (COVID-19) and waiting for the lockdown to end and get back

to normalcy of regular office work since the requisite information is available only in hardcopies and the same is in office where we are not allowed to go due to national lockdown and the offices are still not open completely for all the employees.

However, we can understand the concern of applicant, therefore, we are assuring that whenever national lockdown will be over; the information will definitely be provided as per the provisions of the Right to Information Act, 2005 read with Rule 4 of RTI Rules, 2012. The same has also informed to the applicant vide email dated 27.03.2020."

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. However, the Respondent is directed to forward the copies of answer books to the Appellant after the prevailing situation in the country is normalized on compliance with all formalities by the Appellant.

The appeal is accordingly disposed of.

Sd/-
(Ankur Yadav)
First Appellate Authority

Copy to :

1. Mr. Tarun Tatede
49,Gopal Pura Maxi Road ,
Ujjain
Madhya Pradesh – 456 010

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