

RTI Appeal & Replies (2020-21)

Appeal No.	Appeal details	Appellate Authority Order
<p>CFMTI/A/2019/60003 dated 23.12.2019</p>	<p>A. Appellant vide his RTI application no. CFMTI/R/2019/50029 dated 26.10.2019 sought information on 8 points with respect to Advertisement no. CFMTTI/04/2019 (Senior Technical Assistant). The information sought pertained to no. of applications received, shortlisted, criteria for shortlisting, names of shortlisted candidates, hall tickets regarding, exam patten, syllabus, exam date, location and duration of the exam.</p> <p>B. Information with respect to the said application was provided by the CPIO vide his letter no. 1-1/2019-Estt (RTI) dated 22.11.2019 mentioning listing of the applications and after scrutiny of the applications, date and paper pattern for exam is decided by the committee. Thereafter, the relevant information will be uploaded on the Institute's Website well in time. However, not satisfied by the above information the Appellant has filed the subject First Appeal mentioning that the information provided is incomplete, misleading or false. The appellant has requested for detailed information.</p>	<p>It is found from the available documents that the scrutiny of the applications received with respect to the relevant advertisement was not completed. The sought information can only be made available after the completion of the process of scrutiny and decision of the concerned committee. Only available information under the Right to Information Act can be provided to the applicant and the information which is not available at the relevant time cannot be created by the public authority. Further, CPIO also informed the appellant that the relevant information will be uploaded on the Institute's website, well in time. As such, the available information was provided to the appellant. The appeal is disposed of accordingly.</p>
<p>CFMTI/A/20/00001 Dated 20.05.2020</p>	<p>A. Appellant vide his RTI application no. CFMTI/R/E/20/00008 dated 20.05.2020 sought information with reference to Advertisement no. CFMTTI/04/2019 CORR. (Senior Technical Assistant) i.e. criteria of shortlisting the candidates and reason for not shortlisting the application with name Jwala Sudheer Reddy S/o Jwala Reddy.</p> <p>B. Information with respect of above was provided by the CPIO vide his letter no. 1-1/2019-Estt (RTI) dated 18.05.2019 mentioning the criteria of shortlisting of the candidates and that reason of rejecting the application of Jwala Sudheer Reddy, S/o Jwala Reddy as non-producing of percentage proof. However, not satisfied by the above information the Appellant has filed the subject First Appeal mentioning that the information provided as misleading/false claiming to have submitted consolidated marks memo of B.Tech with percentage of 65.96.</p>	<p>The relevant documents pertaining to the case were seen and it is observed from the list of enclosures mentioned by the applicant in the application signed by himself that he had nowhere mentioned enclosing of consolidated marks memo of B.Tech. Further, any document received after due date even is not considered. As such, the information provided by CPIO appears to be in order and appeal appears to be filed with malafide misrepresenting the facts. Further, it is observed that the applicant has tried to give to the complaint/grievance effect of first appeal except to the point that he had enclosed the consolidated marks memo which even proved to be false. Applicant has also tried to threaten the public authority in the name of Court/CAT, PMO or other public platforms for shortlisting him which is not acceptable under the RTI act and is considered as misuse of the welfare law. As such, the applicant is advised to abstain from such versions while exercising any right under the public law. The appeal is disposed of accordingly.</p>
<p>CFMTI/A/20/00002 dated 09.08.2020</p>	<p>A. Appellant vide his RTI application no. CFMTI/R/E/20/00012 dated 13.07.2020 sought information pertaining to dynamo meter used for engine testing at FMTTIs and copies of calibration report of dynamo meter from Jan/2017 to dec/2019 which is certified to NABL accredited labs or Non NABL accredited Institutions/firms/self any.</p> <p>B. Information with respect of above was provided by the CPIO vide his letter no. 1-1/2019-Estt (RTI) dated 30.07.2020 providing thereby the information with respect to specifications available in the calibration report and to contact M/s AVL, Gurgaon for other specifications. The copies of the calibration reports were attached. However, the Appellant has alleged that the information is makeshift and limited and has mentioned ground of appeal as providing incomplete, misleading or false information. Further, he has also attached list of dynamometers available at CFMTTI website and alleged that only one machine data make AVL Model Alpha 240 has been provided.</p>	<p>The relevant documents pertaining to the case were seen and it is observed that the Appellant in his application had specifically sought information pertaining to dynamo meters which are used for engine testing at the FMTTI Institution and also sought calibration report of the same. CPIO had provided the information regarding specification of the dynamometer used for engine testing as per the request and the calibration report of the same were also provided. Appellant shall appreciate that under the RTI Act, 2005 information as sought specifically is provided and CPIO is not supposed to provide irrelevant or unsought for information. As such, the information provided by CPIO appears to be in order and the allegation of providing incomplete, misleading, false or limited information is not correct. His allegation of providing only one machine data is an afterthought as he specifically mentioned dynamo meters used for engine testing. Thus, Appellant has tried to shift on the CPIO his lack of clarity in the application as to what he needs. Thus, the appeal has been preferred on false grounds while exercising the right under the public law.</p>

<p>CFMTI/A/20/00004 dated 15.10.2020</p>	<p>After going through the first appeal, it is observed that the RTI request no. CFMTI/R/E/20/00010 dated 04/05/2020 filed in this office and also referred in the appeal had been disposed by CPIO on 03.06.2020. As such, appeal against the same is time barred.</p> <p>Further, it is also observed that the appeal document attached with the online appeal is addressed to Shri M. K. Jain, Director (SD) & FAA, Room o. 307, ICAR HQ, Krishi Bhawan, New Delhi, referring therein RTI application dated 03.09.2020, which does not appear to be concerned with this office. As such, it appears that there might have been some error in filing the first appeal online.</p>	<p>The first appeal is not considered as admissible being not concerned with this office. A copy of the same is being forwarded to the First Appellate Authority mentioned in the Appeal documents for necessary action accordingly.</p>
<p>CFMTI/A/E/21/00001 dated 26.01.2021</p>	<p>A. The appellant vide his RTI application no. CFMTI/R/E/20/00016 dated 11.12.2020 sought (a) Question paper along with response sheet of applicant for LIA recruitment examination dated 25.11.2020, (b) Response sheet of the selected candidates. CPIO vide letter no. 1-1/2019-Estt.(RTI) dated 10.01.2021 provided the response sheet of the applicant along with the question paper and answer key, however, response sheet of the selected candidate was denied u/s 8(1)(j) as personal information.</p> <p>B. Not satisfied by the above information the Appellant has filed the subject First Appeal mentioning that the information provided is incomplete, misleading or false. The appellant has requested for selected candidate's question-cum-answer sheet.</p>	<p>The relevant records were seen and it is observed that the question-cum-answer sheet of the appellant was provided to him along with the answer key. However, the request for question-cum-answer sheet of the selected candidate was denied u/s 8(1)(j) of the RTI, Act, 2005 considering the same as personal information and no public interest shown by the applicant. It is observed that there appears no personal information in the question-cum-answer sheet of the selected candidates. Moreover, the appellant himself had been a candidate to the said examination. As such, in order to help the appellant to clear his doubts and in the interest of transparency, CPIO is hereby directed to provide the question-cum-answer sheet of the selected candidates to the appellant within 10 days from the receipt of this order. The appeal is disposed of accordingly.</p>

 20/01/21

(Vijay Yadav)
Administrative Officer &
Central Public Information Officer