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BY HAND / दस्ती

संख्या No. 15-6(82)/98-O&M-II(Vig.) दिनांक : 03 मई/May, 2017

प्रेषक
From

मुख्य सतर्कता अधिकारी
Chief Vigilance Officer

To

सीएसआईआर के सभी राष्ट्रीय प्रयोगशालाओं/संस्थानों के निदेशक
The Directors/Heads of all National Labs./Instts. of CSIR

विषय : Seeking similar information through repeated RTI Applications-Central Information Commission's decision- regarding.

महोदय/Sir,

उपरोक्त विषय पर केन्द्रीय सतर्कता आयोग, भारत सरकार द्वारा प्रेसित दिनांक 10-03-2017 के परिपत्र स. 03/03/2017 (पत्र संख्या CVC/RTI/MISC/16/006) दिनांक 10-03-2017 की एक प्रति सूचना, मार्गदर्शन एवम आवश्यक कार्यवाही हेतु अग्रेषित कर रहा हूँ। कृपया सभी संबन्धित अधिकारियों/कर्मचारिओ के सज्ञान मे लाया जाए।

I am to forward herewith a copy of the Circular No. 03/03/17 (Letter No.CVC/RTI/MISC/16/006) dated 10/03/2017 of the Central Vigilance Commission, Govt. of India, on the subject cited above for information, guidance and necessary action. Please bring it to the notice of all concerned.

भवदीय/Yours faithfully,

इन्दु भास्कर

(इन्दु भास्कर/ Indu Bhaskar)
मुख्य सतर्कता अधिकारी/ Chief Vigilance Officer

संलग्न: यथोपरि

प्रतिलिपि :

1. महानिदेशक, सीएसआईआर का कार्यालय
2. संयुक्तसचिव(प्रशा.), सीएसआईआर का कार्यालय
3. वित्तीय सलाहकार, सीएसआईआर का कार्यालय
4. विधि सलाहकार, सीएसआईआर का कार्यालय
5. सभी राष्ट्रीय प्रयोगशालाओं/संस्थानों के प्रशासन नियन्त्रक/प्रशा. अधिकारी
6. सीएसआईआर मुख्यालय/कॉम्प्लेक्स के उप-सचिव/वरिष्ट- उप-सचिव
7. प्रमुख आईटी विभाग इस पत्र को सीएसआईआर वेबसाइट पर उपलब्ध करने हेतु।
8. कार्यालय प्रति

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सत्यमेव जयते

केन्द्रीय सतर्कता आयोग
CENTRAL VIGILANCE COMMISSION

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सं./No. CVC/RTI/MISC/16/006

दिनांक / Dated..... 10.03.2017

Circular No. 03/03/2017

Subject: Seeking similar information through repeated RTI Applications-Central Information Commission's decision- regarding.

The attention of the CVOs concerned is drawn to the Central Information Commission's decision dated 25.06.2014 in case No. CIC/AD/A/2013/001326-SA in the case of Shri Ramesh Chand Jain Vs. Delhi Transport Corporation, GNCTD, Delhi, in which the issue of seeking information by the RTI Applicants through repetitive Applications on similar issues/subject has been considered and decided by the Central Information Commission.

2. The Central Information Commission, in its decision, had observed that:-

"The Commission noticed that several applicants seek some information from one wing of the public authority, and based on the responses file a bunch of RTI questions from the same or other wings of same public authority, or from other authority. This will have a continuous harassing effect on the public authority. As the PIOs go on answering, more and more questions are generated out of the same and in the same proportion the number of repeated first appeals and second appeals will be growing."

3. The Commission after considering various aspects of the issue and the provisions of acts of similar nature in other countries, and also the decisions of earlier Information Commissioners has concluded that:-

"(i) Even a single repetition of RTI application would demand the valuable time of the public authority, first appellate authority and if it also reaches second appeal, that of the Commission, which time could have been spent to hear another appeal or answer another application or perform other public duty.

Contd...2...

(ii) Every repetition of RTI application which was earlier responded will be an obstruction to flow of information and defeats the purpose of the RTI Act."

4. The Central Information Commission, vide its decision No. CIC/AD/A/2013/001326-SA dated 25.06.2014 has thus, decided that:-

"(i) No scope of repeating under RTI Act.
(ii) Citizen has no Right to Repeat.
(iii) Repetition shall be ground of refusal.
(iv) Appeals can be rejected."

5. The CVOs may bring the above quoted decision of Central Information Commission to the notice of all the CPIOs/Appellate Authorities of their organizations, who may consider the Central Information Commission's decision, while deciding about the RTI Applications seeking similar information through repeated RTI Applications. The complete decision of Central Information Commission, in case No. CIC/AD/A/2013/001326-SA, in the case of Shri Ramesh Chand Jain Vs. Delhi Transport Corporation, GNCTD, Delhi is available on its website, www.cic.gov.in, in downloadable form and can be access from there.

(Rajiv Verma)
Under Secretary & Nodal CPIO

To,

All Chief Vigilance Officers