

CENTRAL INFORMATION COMMISSION
Club Building (Near Post Office)
Old JNU Campus, New Delhi - 110067
Tel: +91-11-26161796

Decision No. CIC/SM/A/2011/001182/SG/15181
Appeal No. CIC/SM/A/2011/001182/SG

Relevant facts emerging from the Appeal:

Appellant : Mr. Debashish Dutta,
Scientific Officer-D
Van de Graff Bldg., LEHIPA
Project Physics Group, B.A.R.C., Trombay,
Mumbai-400 085

Respondent : Mr. Govardhan Rao
PIO & Head (Personnel Division)
Bhabha Atomic Research
Central complex, 3rd floor
BAARC, Trombay - Mumbai

RTI application filed on : 04/01/2011
PIO replied on : 03-02-2011
First Appeal filed on : Not mentioned.
First Appellate Authority order of : 28-02-2011
Second Appeal received on : 26-04-2011

Q.No	Information sought	Reply of PIO
1.	Please provide copy of complete information on the consideration and disposal of the matter — representation on assessment and grading of APAR 2009-2010 along with the merit, if any.	The representation is being considered by Director, Physics Group and no final decision has been taken so far.

Grounds for the First Appeal:

The PIO did not give complete and true information and PIO did not provide information.

Order of the First Appellate Authority (FAA):

No information was provided.

Ground of the Second Appeal:

PIO had not given complete and true information.

Relevant Facts emerging during Hearing:

The following were present

Appellant: Mr. Debashish Dutta on video conference from NIC-Mumbai Studio;

Respondent: Mr. Govardhan Rao, PIO & Head (Personnel Division) on video conference from NIC-Mumbai Studio;

The PIO has informed the Commission that the matter relating to Mr. Dutta has now been decided and the letter has been received from Group Director. The Commission therefore directs the PIO to provide an attested copy of the said letter to the Appellant.

Decision:

The Appeal is allowed.

The PIO is directed to provide the information as directed above to the Appellant before 30 October 2011.

This decision is announced in open chamber.

Notice of this decision be given free of cost to the parties.

Any information in compliance with this Order will be provided free of cost as per Section 7(6) of RTI Act.

Shailesh Gandhi
Information Commissioner
13 October 2011

(In any correspondence on this decision, mention the complete decision number. (AG))