Appeal NO. : NSICL/A/2019/60013 Dated 03.09.2019 of Ms. Asha Kandolna

Decision

I have carefully examined your appeal dt. 03.09.2019, copy of RTI request dt. 18.12.2018 and order of CPIO dt. 15.01.2019.

It is observed that your RTI request dt. 18.12.2018 was disposed of by Sh. Manoj Lal, CPIO vide order dt. 15.01.2019, whereas you have preferred the present appeal on 03.09.2019 that is after a lapse of more than eight months of the CPIO's decision without showing any reasonable ground for such a long delay.

It may be noted that section 19 (1) of RTI Act, 2005 provides:
"Any person who, does not receive a decision within the time specified in sub-section (1) or clause (a) of sub-section (3) of section 7, or is aggrieved by a decision of the Central Public Information Officer or the State Public Information Officer, as the case may be, may **within thirty days** from the expiry of such period or from the receipt of such a decision prefer an appeal to such officer who is senior in rank to the Central Public Information Officer or the State Public Information Officer, as the case may be, in each public authority.

Provided that such officer may admit the appeal after the expiry of the period of thirty days if he or she is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time".

The perusal of your appeal dt. 03.09.2019 shows that no cause or ground which prevented you for filing appeal with the period of thirty days is mentioned. It is pertinent to note that Central Information Commission has held in the case of Mr. D. Prakasa Rao Vs. State Bank of India {CIC/VS/A/2012/000238/03083} that in the absence of any supportive documents to show any sufficient cause preventing the appellant from filing the appeal in time, it will be appropriate to consider that the appeal was time barred.

Considering the above, your appeal dt. 03.09.2019 stands rejected being time barred.

25/9/2019

(Navin Chopra)
First Appellate Authority