

LOKPAL OF INDIA
[Plot No. 6, Institutional Area, Phase-II, Vasant Kunj]
New Delhi

Complaint Nos. : 66/2023

Date : 28th March, 2023.

Coram : **Justice Pradip Kumar Mohanty**
Hon'ble Acting Chairperson

Justice Abhilasha Kumari
Judicial Member

Shri Dinesh Kumar Jain
Member

Smt. Archana Ramasundaram
Member

Shri Mahender Singh,
Member.

Dr. Indrajeet P. Gautam
Member

ORDER

Perused the complaint.

2. This complaint is directed against the Central Information Commissioner, Central Information Commission (the public servant). The complainant is aggrieved by the order passed by the public servant which, according to the complainant, is wrong.

3. It transpires from the complainant that the complainant had filed an application under the Right to Information Act, 2005 (RTI Act), on 07.07.2019, seeking certain information. As no reply was

received, the complainant preferred an appeal dated 19.08.2019. According to the complainant, he received incomplete and unsatisfactory information from the First Appellate Authority, therefore, he filed an appeal before the Central Information Commissioner (Public servant). As per the say of the complainant, during the hearing held on 23.07.2021, the public servant concerned directed the authorities to provide the information to the complainant, on telephone (presumably audio conference). However, in the judgement dated 28.07.2021, the decision was given on points not sought by the complainant. He was permitted to inspect the files, when he had not asked for such permission.


4. The letter written by the complainant to the public servant, followed by an email, elicited no reply, hence, the present complaint before the Lokpal of India.

5. The complainant states that his complaint is being ignored or deliberately delayed, therefore, the Lokpal of India may look into the matter.

6. After perusal of the complaint, it emerges that the complainant is aggrieved by the order passed by the public servant and the alleged delay in dealing with his complaint, under the RTI Act. The complaint appears to be still pending. It may be noted that the RTI Act is a code within itself and the complainant can avail of the remedy provided under the said Act, to redress his grievances. The mandate of the Lokpal of India, under the Lokpal and Lokayuktas Act does not cover the provisions of the RTI Act. Besides, there are no allegations of corruption, whatsoever.

7. In view of the above, we are not inclined to proceed further in the matter under the Lokpal and Lokayuktas Act.

8. Accordingly, the complaint stands disposed of.


COURT MASTER,
LOKPAL OF INDIA.

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