

कन्द्रीय सूचना आयोग
Central Information Commission
बाबा गगनाथ माग, मुनिरका
Baba Gangnath Marg, Munirka
नई दिल्ली, New Delhi – 110067

शिकायत सख्या / Complaint No. **CIC/IGCAR/C/2021/607058**

Shri R Gopinath

शिकायतकर्ता / Complainant

VERSUS/बनाम

PIO, Indira Gandhi Center For Atomic Research
Tamilnadu
Through: Shri P T Mani – AO-III

...प्रतिवादोगण / Respondent

Date of Hearing : 10.08.2022

Date of Decision : 11.08.2022

Chief Information Commissioner : Shri Y. K. Sinha

Relevant facts emerging from complaint:

RTI application filed on : 28.01.2021

PIO replied on : 23.02.2021

First Appeal filed on : -

First Appellate Order on : -

2ndAppeal/complaint dated : 24.02.2021

Information sought and background of the case:

The Complainant filed an RTI application dated 28.01.2021 seeking information on the following points:-

1. Provide information on the number of contract completion certificates issued by the administration to the contractors through the Kalpakkam Indira Gandhi Atomic Research Center from last 01-04-2016 to 31-03-2018.

2. Contact Termination Certificate Copies of Photocopies issued by the Administration to the Contractors through Kalpakkam Indira Gandhi Atomic Research Center from last 01-04-2016 to 31-03-2018.

3. The CPIO Is directed to provide this information agaildly Attested given all pages decisions by central information commission case number CIC/SG/A/2011/00339/17183 and date 31-01-2012.

The CPIO/Administrative Officer-III(V), Indira Gandhi Center For Atomic Research letter dated 23.02.2021 replied as under:-

SL.N	INFORMATION SOUGHT	INFORMATION PROVIDED
1.	Provide information on the number of contract completion certificates issued by the administration to the contractors through the Kalpakkam Indira Gandhi Atomic Research Centre from last 01.04.2016 to 31.03.2018.	6 contracts were awarded for House Keeping in 6 zones in IGCAR premises from 01.04.2016 to 31.03.2018 and all contractors have completed their contracts satisfactorily.
2.	Contact Termination Certificate Copies of Photocopies issued by the Administration to the Contractors through Kalpakkam Indira Gandhi Atomic Research Center from last 01.04.2016 to 31.03.2018.	No contract termination certificate has been issued to any of the contractors.

Dissatisfied with the response received from the PIO, Complainant approached the Commission with the instant Complaint.

Facts emerging in Course of Hearing:

A written submission has been received from CPIO, Indira Gandhi Center for Atomic Research, Tamilnadu vide letter dated 28.07.2022 reiterating the aforementioned facts. The Respondent has submitted the following additional facts, some of which :

06) It is also brought to your kind attention that since April,2020 till date Shri R.Gopinath has filed 41 RTI applications and appeals pertaining to Work Orders.

07) The conduct of the appellant is far from fair and has time and again followed the same modus operandi of multiplying his queries and seeking voluminous information by filing multiple RTI applications and appeals. He has thus demonstrated that he is a non-serious perpetual information seeker with an intent to use it for personal interest and relentlessly submerge the normal functioning of the Public Authority under a deluge of repetitive and irrelevant paperwork. This has resulted in the Public Authority getting bogged down with the non-productive work of collecting and furnishing information and to the detriment of considering more important and time bound issues.

08) It is not clear as to what kind of information will satisfy the appellant. The nature of queries and the information sought are such that the appellant would never be satisfied because the promotion of self-interest, rather than public interest, is dominant. The Appellant appears to be doing so despite the express knowledge of the fact that he is pursuing a matter of no larger public interest, rather the public authority is being unabashedly harassed by filing umpteen vexatious RTI Applications.

The Appellant has also filed written submission dated 02.08.2022 reiterating his contentions.

Hearing was scheduled through video conference after giving prior notice to both the parties. Respondent alone attended the hearing through video conference, while the Complainant remained absent and has not communicated the cause of his absence to the Commission.

Decision

Perusal of records of the case reveals that the PIO had duly sent a reply dated 23.02.2021 in response to the RTI application dated 28.01.2021. The instant case is a Complaint filed u/s 18 of the RTI Act, 2005 where the Commission is only required to ascertain if the information has been denied with any *malafide* intention or without any reasonable cause by the Respondent. Since records of the case do not indicate deliberate denial or concealment of information, there appears no *malafide* nor cause of action which would necessitate action under provisions of the Section 18 of the Act, 2005. Moreover, the Complainant has not attended the hearing to buttress his case.

In the given circumstances, the Commission is of the considered opinion that no further direction is necessary in this case, under the RTI Act. Therefore, the complaint is dismissed as such.

Y. K. Sinha (वाई. क. सिन्हा)
Chief Information Commissioner(मुख्य सूचना आयुक्त)

Authenticated true copy
अभिप्रमाणित सत्यापित प्रति;

S. K. Chitkara (एस क चिटकारा)
Dy. Registrar (उप-पजोयक)
011-26186535