

RTI APPEAL DETAILS (आरटीआई अपील विवरण)	
Appeal Registration Number (अपील पंजीकरण संख्या) :	IFCIL/A/E/24/00013 RTI Appeal Received Date (आरटीआई अपील प्राप्त की तिथि) : 04/04/2024
RTI Request Registration No. (आरटीआई अनुरोध पंजीकरण संख्या):	IFCIL/R/E/24/00017 RTI Request Registration Date (आरटीआई अनुरोध पंजीकरण की तारीख) : 07/03/2024
Name (नाम) :	[REDACTED] Gender (लिंग) : Male
Address (पता) :	[REDACTED]
Pin code (पिन कोड) :	Details not provided
State (राज्य) :	[REDACTED] Country (देश) : India
Phone Number (फोन नंबर) :	Details not provided Mobile Number (मोबाईल नंबर) : +91-[REDACTED]
Email-ID (ईमेल-आईडी) :	[REDACTED]
Status (स्थिति) :	Details not provided Educational Status (शैक्षणिक स्थिति) : Details not provided.
Citizenship Status (नागरिकता) :	Indian Is Appellant Bellow Poverty Line ? (क्या अपील करनेवाला गरीबी रेखा से नीचे का है?) : No
CPIO Approached (संपर्क सीपीआईओ) :	53085 Date of Receipt of CPIO's Order/Decision (सीपीआईओ के आदेश / निर्णय के रसीद की तारीख) : Details not provided
CPIO's Order/Decision No. (सीपीआईओ का आदेश / निर्णय संख्या) :	Details not provided
Ground for Appeal (अपील का आधार) :	Refused access to Information Requested
Text of RTI First Appeal (आरटीआई प्रथम अपील का पाठ) :	This appeal is preferred in response to the disposal by the CPIO of my RTI request bearing the above mentioned Number.  1. The CPIO has exhibited total ignorance , lack of understanding the RTI Act , its objectives and purposes and has been treating RTI Applications with the sole purpose of denial information, This disposal is also on the same lines.

2. A communication written by a Government Authority to another Public Authority ( Both being Amenable under RTI Act) cannot be classified as Fiduciary by any stretch of imagination.

3. The Courts have explained several times of the nature of Fiduciary information. In a Judgement, Supreme Court India v. S.C. Agarawal & Anr. WP (C) No. 227/2009 dated 20.09.2009(Del), it is discussed that the following kinds of relationships may broadly be categorized as fiduciary. This can be invoked under RTI Act Section 8 in following cases

Lawyer/client

Doctor/patient

Trustee? Beneficiary (Section 88, Indian Trust Act, 1882)

Legal guardians/wards (section 20, Guardians and Wards Act, 1890)

Parent/child

Executors and Administrators/legaltees and heirs Board if directors/company

Liquidator/company

Receivers, trustees in bankruptcy and assignees in insolvency/creditors.

A perusal of the above would clearly reveal that no such relationship is attracted and hence fiduciary relationship cannot be invoked. It is patently erroneous to invoke this ground.

Similarly the SC in Reserve bank of India Vs Jayanthi Lal Mistry ( Dated 16-12-2015) dealt with the issue of Fiduciary relationship and directed disclosure of information obtained by RBI from the entities under its supervision and control.

The FAA may therefore consider the position of law as explained by our courts and the Central information commission from time to time and direct the submission of the information sought for in my RTI Application.