

FIRST APPEAL DETAILS(प्रथम अपील विवरण)

Registration Number (पंजीकरण संख्या) :	FSOID/A/E/26/00003 	Date of Receipt (प्राप्ति की तारीख) :	17/02/2026
Type of Receipt (रसीद का प्रकार) :	Online Receipt	Language of Request (अनुरोध की भाषा) :	English
Name (नाम) :	Ashish Dandale	Gender (लिंग) :	Male
Address (पता) :	C/o Vishal Sankale plot no 73, Sakunath opp deshpande gym khamla, Nagpur		
State (राज्य) :	Maharashtra	Country (देश) :	India
Phone Number (फोन नंबर) :	+91-9270017224	Mobile Number (मोबाईल नंबर) :	+91-9270017224
Email-ID (ईमेल-आईडी) :	disabilityaccessforall@gmail.com		
Status (स्थिति) :	Urban	Educational Status (शैक्षणिक स्थिति) :	Graduate
Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?) :	No	Does It Concern Life or Liberty of a person :	Details not provided.
RTI Request Registration No(सूचना का अधिकार अनुरोध पंजीकरण सं.) :	FSOID/R/E/26/00004	RTI Request Registration Date(सूचना का अधिकार अनुरोध पत्र दिनांक) :	06/01/2026
CPIO's Order/Decision No.(सीपीआईओ का आदेश / निर्णय संख्या) :	Details not provided	Date of Receipt of CPIO's Order/Decision(सीपीआईओ के आदेश / निर्णय के रसीद की तारीख) :	Details not provided
Ground for Appeal(अपील का आधार) :	Refused access to Information Requested	Reason for delay(if any) in filing this appeal(इस अपील को दायर करने में विलंब, यदि कोई हो, का कारण) :	N/A
Prayer or Relief Sought(प्रार्थना या अनुरोध की गई राहत) :	Grounds for Appeal: The CPIO (TFI Section) illegally rejected Points 1, 2, 3, 6, 7, 8, & 9 stating "Not related to T.F.I. Section." This violates the RTI Act. Violation of Section 5(3) & 5(4): The CPIO represents the entire Public Authority (Forest Survey of India), not just one section. If the CPIO did not hold the files, it was their mandatory duty under Section 5(4) to seek assistance from the relevant custodian (Admin/Establishment/Accounts) and provide the information. Rejection on internal jurisdictional grounds is illegal (See: J.P. Agrawal v. Union of India, Delhi HC). Violation of Section 6(3): If the information belonged to another Public Authority, the CPIO was legally bound to transfer the application within 5 days. Returning the application to the citizen is not an option under the Act. Violation of Article 19(1)(a): Denying information on administrative matters (Recruitment Rules, Vehicle Logs, Swimming Pool costs) without citing any exemption under Section 8(1) is a violation of my Fundamental Right to Know.		

Prayer: Direct the CPIO to obtain the information from the concerned sections and provide it immediately free of cost

ACTION HISTORY OF RTI FIRST APPEAL No. : FSOID/A/E/26/00003

Applicant Name (आवेदक का नाम)		Ashish Dandale		
Text of Appeal (अपील का पाठ)		Grounds for Appeal: The CPIO (TFI Section) illegally rejected Points 1, 2, 3, 6, 7, 8, & 9 stating "Not related to T.F.I. Section." This violates the RTI Act. Violation of Section 5(3) & 5(4): The CPIO represents the entire Public Authority (Forest Survey of India), not just one section. If the CPIO did not hold the files, it was their mandatory duty under Section 5(4) to seek assistance from the relevant custodian (Admin/Establishment/Accounts) and provide the information. Rejection on internal jurisdictional grounds is illegal (See: J.P. Agrawal v. Union of India, Delhi HC). Violation of Section 6(3): If the information belonged to another Public Authority, the CPIO was legally bound to transfer the application within 5 days. Returning the application to the citizen is not an option under the Act. Violation of Article 19(1)(a): Denying information on administrative matters (Recruitment Rules, Vehicle Logs, Swimming Pool costs) without citing any exemption under Section 8(1) is a violation of my Fundamental Right to Know. Prayer: Direct the CPIO to obtain the information from the concerned sections and provide it immediately free of cost		
Reply of Appeal (अपील का उत्तर)		revised information has been sent by CPIO and via email- disabilityaccessforall@gmail.com (attached) under RTI Act, 2005. Appeal disposed of.		
SNo. (क्रमांक)	Action Taken (कार्रवाई की गई)	Date of Action (कार्रवाई की तारीख)	Action Taken By(कार्रवाई के द्वारा लिया)	Remarks(टिप्पणि)
View Appeal Document(अपील डॉक्युमेंट देखें)		View Reply Document(उत्तर डॉक्युमेंट देखें)		
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BEFORE THE FIRST APPELLATE AUTHORITY

Forest Survey of India, Dehradun

Under Section 19(1) of the Right to Information Act, 2005

IN THE MATTER OF:

Appellant: Ashish Dandale

Respondent: CPIO, Forest Survey of India (Dehradun)

RTI Registration No: FSOID/R/E/26/00004

Date of RTI Application: 06/01/2026

Date of CPIO Reply: 05/02/2026

SUBJECT: FIRST APPEAL AGAINST ILLEGAL DENIAL OF INFORMATION BY CPIO

1. BRIEF FACTS:

The Appellant filed an RTI application seeking certified copies of Recruitment Rules, Seniority Lists, Appointment Letters, and details regarding expenditure on government vehicle usage and construction of a swimming pool. The CPIO (Ms. Sugandha Srivastava) provided information only for Point 4 and rejected Points 1, 2, 3, 6, 7, 8, and 9 with a single-line remarks: "*Not related to T.F.I. Section*" (टी.एफ.आई. अनुभाग से संबंधित नहीं है).

2. GROUNDS FOR APPEAL:

A. Illegal Rejection based on Internal Division of Work (Violation of Section 5(4)):

The CPIO has erred in treating the RTI application as if it were personal correspondence to the "TFI Section" rather than a statutory request to the **Forest Survey of India**.

- **The Law:** The CPIO is the "Single Window" for information. The Hon'ble Delhi High Court in *J.P. Agrawal v. Union of India (2011)* held that a CPIO cannot simply wash their hands of a request by claiming they do not hold the file.
- **The Duty:** Under **Section 5(4)** of the RTI Act, the CPIO is strictly mandated to seek the assistance of any other officer (e.g., Administration, Accounts, or Establishment Section) who holds the information. That officer is then treated as a "Deemed CPIO."
- **The Violation:** Instead of forwarding the request to the Admin/Accounts section to get the Seniority List or Vehicle Log books, the CPIO summarily rejected the request. This indicates a refusal to perform statutory duties.

B. Violation of Section 6(3) (Transfer of Application):

If the CPIO believed the information was held by a totally different Public Authority (and not just a different desk within FSI), she was legally bound under **Section 6(3)** to transfer the

application to that Authority within 5 days. Returning the application to the applicant is legally impermissible.

C. Violation of Fundamental Rights (Article 19(1)(a)):

The Supreme Court of India in *State of U.P. v. Raj Narain* and *S.P. Gupta v. Union of India* has clearly established that the "Right to Know" is a fundamental right under Article 19(1)(a) of the Constitution. The information sought (Recruitment Rules, Government Expenditure on Swimming Pools) relates to public activity and public funds. It cannot be denied without a valid exemption under Section 8. "Not my section" is NOT a valid exemption under Section 8.

3. PRAYER:

In light of the above, the Appellant prays that the First Appellate Authority:

1. **SET ASIDE** the CPIO's reply regarding Points 1, 2, 3, 6, 7, 8, and 9.
2. **DIRECT** the CPIO to access the records from the relevant sections (Administration/Establishment) under Section 5(4) and provide the complete information to the Appellant.
3. **ORDER** that the information be provided **Free of Cost** as per Section 7(6) of the RTI Act, since the statutory time limit of 30 days has been breached/information was malafide denied.

Signature of Appellant

Ashish Dandale

Sh. Ashish Dandale, MH की प्रथम अपील संख्या FSOID/A/E/26/00003 दिनांक 17.02.2026 के संदर्भ में।

Joint Director NFDMC FSI Dehradun < jdnfdmc@fsi.nic.in >

Wed, 18 Mar 2026 2:45:42 PM +0530

To "disabilityaccessforall"<disabilityaccessforall@gmail.com>

Sir,

Please find attached document regarding प्रथम अपील संख्या FSOID/A/E/26/00003 दिनांक 17.02.2026.

भारतीय वन सर्वेक्षण/ Forest Survey of India

पर्यावरण वन और जलवायु परिवर्तन मंत्रालय/Ministry of Environment, Forest & Climate Change

(भारत सरकार)(Government of India)

कौलागढ़ रोड़/Kaulagarh Road

देहरादून-248195/Dehradun-248195

1 Attachment(s)

Sh. Ashish Dandale 1st appeal...

7.9 MB