

## First Appeal Under Section 19(1) of the Right to Information Act 2005

Date: - 16-07-2022

To,  
First Appellate Authority,  
Northern Railway-Lucknow Division,

Respected Sir,

Appellant emphasise his first appeal on certain below mentioned grounds: -

1. The Appellant had filed an RTI in North Eastern Railway Lucknow Division having registration number NERLD/R/E/22/00140 on 24-06-2022.
2. On the same day the RTI of the Appellant was transferred to North Eastern Railway Varanasi Division with new registration number NERVD/R/T/22/00172.
3. The RTI of the Appellant was again transferred to Northern Railway Lucknow Division with new registration number NRLKO/R/T/22/00534 on dated 27-06-2022.
4. RTI of the Appellant was again transferred to North Eastern Railway Varanasi Division with new registration number NERVD/R/T/22/00176 on dated 28-06-2022.
5. RTI of the Appellant was again transferred to Northern Railway Lucknow Division with new registration NRLKO/R/T/22/00548 on 28-06-2022.
6. Here the RTI of the Appellant has been circulated like a football by all the CPIOs.
7. Even after transferring the RTI so much, the requested information was not given to the appellant.

8. The reply of the Appellant's RTI was given by CPIO North Eastern Railway Lucknow Division on 14-07-2022.

9. Respected CPIO in its reply stated that the information sought is sensitive information and is related to VIP movement and neither does the appellant appear to have any broader public interest, hence according to Central Information Commission Case number CIC/NRALI/A/2019/14966 dated 22.01.2022 and Section 8(1)(J) of Right to Information Act 2005, it is not pertinent to provide the information sought.

10. It appears that the respected CPIO did not put his mind while preparing the reply to the RTI of the Appellant nor was the information sought in the application read correctly.

11. The CIC's case referred to by the CPIO in his reply is wrong, the case has not been found in the official orders of the CIC even after a lot of searches by the Appellant.

12. Information sought by the Appellant in point number 1 is that: - how many seats were allotted under VIP/Emergency Quota in Mahanagari Express (22178) in the month of May 2022 or how many passengers were traveled under this quota in the month of May 2022.

13. Information sought by the Appellant in point number 2 is that: - provide the designation of each traveller travelled under VIP/Emergency Quota in Mahanagari Express in the month of May 2022

14. In point number 1, no information has been sought about any VIP movement nor it comes under the exemption of Section 8(1)(J) of the RTI Act. Requested information is just numbers only, the disclosure of which will not lead to an unwarranted invasion of privacy.

15. Similarly, in point number 2, only the designation of those traveling under VIP/Emergency Quota has been sought, which will not be a privacy breach of anyone if disclosed under RTI.

16. And if we talk about large public interest, as a taxpayer of India, we have the right to know whether those seats are being used by those people for whom the quota has been fixed.

17. It may also happen that by imposing VIP/Emergency Quota, the tickets of some other people are being confirmed and they are being made to travel.

18. To know all this, designation has been sought which is related to larger public interest.

19. And it is clearly stated in section 8(1)(J) that if the CPIO is satisfied that the information sought is in the larger public interest, the information sought will be given.

20. Not giving the information sought by the CPIO by misinterpreting the language of RTI is like stopping the flow of information.

So, justice can be expected from the respected First Appellate Authority and the Appellant expects that on the basis of the facts given above, the information sought in the initial RTI Application will be provided to the Appellant.

(Note: - And if possible, Appellant is ready to argue before the First Appellate Authority in person or through audio or video conferencing).

Thanking You

Appellant

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