10-May-12

FROM

Hasns Raj Bhadu

Near SDM office

New Mandi Gharsana Dist

Sriganganagar -335711

TO

First Appellate Authority under RTI Act 2005

c/o Head of office, Panchyat smiti

Sadulshahar 335062

Dist Sriganganagar

Rajasthan

Sir,

Sub: **First Appeal u/s 19(1) of the Right To Information Act 2005**

Ref: 1) My RTI Application dated 20-MAR-2012

2) RTI Transfer Letter No. XXXXXXXXXXXXXXXXXXXXX dated 28-MAR-2012

3) My RTI Reminder Letter dated 30-APR-2012

4) RTI Response Letter No. XXXXXXXXXXXXXXX dated XX-XXX-XXXX

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I kindly invite your attention to CPIO letter referenced above ( 4 ), delivered to my address on 10-MAY-2012. **CPIO sent the additional fee intimation on 38th DAY.** As per Section-7 (1) of RTI Act 2005, the RTI request has to be responded **within 30 days**. Excerpt of sec. 7(1) RTI Act 2005 is below:

***“…the Central Public Information Officer or State Public Information Officer, as the case may be, on receipt of a request under section 6 shall, as expeditiously as possible, and in any case within thirty days of the receipt of the request, either provide the information on payment of such fee as may be prescribed or reject the request for any of the reasons specified in sections 8 and 9…”***

Since, the CPIO did NOT adhere to time limits specified in RTI Act 2005, and responded only after my reminder letter dated 30-APR-2012 ( reference above – 3 ), and as per section 7(6) of RTI Act 2005, when the PA fails to comply with the time limits then information has to be provided at **FREE OF COST**. Excerpt of sec. 7(6) RTI Act 2005 is below:

***“Notwithstanding anything contained in sub-section (5), the person making request for the information shall be provided the information free of charge where a public authority fails to comply with the time limits specified in sub-section (1).”***

**I kindly request you to pass a speaking order on my appeal and provide/facilitate to information at free of cost.**

Thanks & Regards

Hasns Raj Bhadu

**Enclosure:** Enclosed as referenced above.