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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2272/2023**

SATISH GOEL

..... Petitioner

Through: Mr. Jai Subhash Thakur, Mr. Manish
Malik and Mr. Nikhil Narula,
Advocates.

versus

BUREAU OF INDIAN STANDARDS & ANR. Respondents

Through:

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

01.04.2024

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1. The Petitioner has approached this Court challenging an Order dated 18.10.2022 passed by the CIC in Appeal No. CIC/BISHQ/A/2021/641363.
2. The material on record indicates that the Petitioner had filed an RTI application seeking information regarding the function and dealings of the Bureau of Indian Standards. Dissatisfied by the information given, the Petitioner filed an appeal before the First Appellate Authority and thereafter approached the CIC in the Second Appeal. The second appeal has been disposed of by passing the following order:-

“Upon perusal of the facts on record as well as on the basis of the proceedings during the hearing, the Commission observes that though the Respondent has attended the instant RTI Application within a stipulated time frame, the same is inadequate.

In light of the submissions made during hearing, the



Commission deems it fit to direct the Respondent to revisit the instant RTI Application and furnish a revised categorical reply to the Appellant within a time frame of 15 days from the date of receipt of this order. In the event CPIO is required to seek further assistance from concerned custodian of information for compliance of the above directions, the same shall be sought under Section 5(4) of the RTI Act. ”

3. A perusal of the said order shows that the second appeal has been allowed and the authorities have been directed to provide the requisite information. The Petitioner has approached this Court for grant of compensation of Rs. 1 lakh.
4. Section 20 of the RTI Act gives the power to the Commission to impose penalty if the information in case is not provided within the time stipulated or if wrong information is provided. The remedy of the Petitioner, therefore, lies in approaching the Commission under Section 20 of the RTI Act.
5. Faced with this, learned Counsel for the Petitioner, seeks permission to withdraw the present writ petition with liberty to approach the CIC.
6. Permission and liberty, as prayed for, is granted.
7. The petition is disposed of as withdrawn along with pending application(s), if any.
8. It is made clear that this Court has not made any observation on the merits of the case.

SUBRAMONIUM PRASAD, J

APRIL 1, 2024

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