

**BEFORE THE REGISTRAR OF CO-OPERATIVE SOCIETIES-CUM-
FIRST APPELLATE AUTHORITY UNDER THE RIGHT TO
INFORMATION ACT, 2005**

FA/6/2016

Present: **Dr. A.S. SIVAKUMAR,**
Registrar of Co-operative Societies-cum-
First Appellate Authority.

Thiru D. Gopaldass,
S/o. Danapal,
No.13, Mariamman Koil Street,
Kalmedupet,
Muthirayarpalayam,
Puducherry - 605 009.

>>>>> Appellant

Vs.

The Public Information Officer,
Pondicherry State Co-operative Housing Federation Ltd., No.P.486,
7th Cross, Thanthai Periyar Nagar,
Puducherry - 605 005.

>>>>> Respondent

ORDER

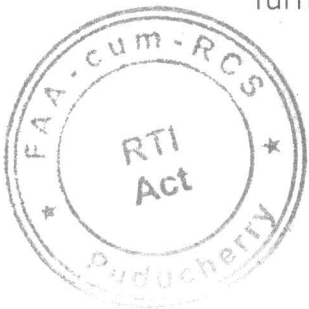
(Issued under Section 19 of the Right to Information Act, 2005)

This first appeal, invoking Section 19 of the Right to Information Act, 2005 (for short 'the Act') is directed against the order dated 6.1.2016 of the respondent, in response to the application dated 7.12.2015 of the appellant / applicant.

2. In his application the appellant / applicant sought various information pertaining to one Tmt. P. Lakshmi, an employee of the Pondicherry State Co-operative Housing Federation Ltd., Puducherry (hereinafter 'the Federation'). To this the respondent provided information vide letter dated 6.1.2016.

3. Aggrieved by the information provided, a first appeal dated 3.2.2016 was filed by the appellant alleging that the respondent did not furnish information as asked under Sl. No.1, 2 and 9 and information furnished to queries under Sl. No.5,6,7,8 and 10 was insufficient.

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4. The appeal was taken on file and the appellant was directed to file his rejoinder as how he has aggrieved over the information provided to questions under Sl.Nos.5, 6, 7, 8 and 10 as he alleged insufficient. He was given time up to 7.3.2016 to file his rejoinder. Even after receipt of the notice on 2.3.2016, as on date no rejoinder was filed by the appellant.

5. The appellant's queries under Sl. No.1 pertains to the documents / records submitted by Tmt. P. Lakshmi to fortify that she belongs to Puducherry. The second question deals with her attendance details as per biometric machine for the period from 1.1.2014 to 7.12.2015. The information sought under question No.9 is with regard to her registration with the Employment Exchange. To these three queries the PIO has stated that information was not available with the Public Authority.

6. When the information is not available the appellant cannot compel the Public Authority to construct records or create information just because it is needed by him. In this connection it would be appropriate to quote a decision of the Central Information Commission in '*A.D. Sharma vs. North Delhi Municipal Corp., Delhi, CIC/DS/A/2013/001343-YA*' dated 23.6.2014 :

"Under Section 6 of the RTI Act can get any information which is already in existence and accessible to the public authority under law. If a public authority has any information in the form of data, or abstracts, or statistics, an applicant may access such information, subject to the exemptions in Section 8 of the Act. But where the information sought is not a part of the record of a public authority, and where such information is not required to be maintained under any law or the rules or regulations of the public authority, the Act does not cast an obligation upon the public authority, to collect or collate such non-available information and then furnish it to an applicant."



