सत्यमेव जयते

केन्द्रीय सतर्कता आयोग
CENTRAL VIGILANCE COMMISSION

सतर्कता भवन, जी.पी.ओ. कॉम्पलैक्स,
ब्लॉक–ए, आई.एन.ए., नई दिल्ली–110023
Satarkta Bhawan, G.P.O. Complex,
Block A, INA, New Delhi-110023

CVC/RTI/22/677-
सं./No. 541759
15.03.2023
दिनांक / Dated.....

To,

Shri Kareem Ansari
Yugantar (94PT79AI)
3-4-142/6, Barkatpura
Hyderabad-500027.

Sub: Information sought under Right to Information Act, 2005-reg.

Sir,

Please refer to your RTI Application dated 14.02.2023 (received in the Commission on 20.02.2023) on the above subject. As per information/input provided by CPIOs concerned of the Commission, the following reply is given.

Ms. W. J. Keishing, Deputy Secretary and CPIO concerned has stated that-

"Para-1: Total number of complaints received against CVO and Vigilance Officer during the last five year i.e. from 2018 to 2023 (till date) is 56 (fifty six) as per database.

Para-2: Out of 56 complaints, 7 complaints sent for Investigation and Report, 12 complaints sent for necessary action, 14 complaints sent for appropriate action to concerned Branch of the Commission and rest 23 complaints were filed.

Further, attention is drawn to cause 4(ii) of the PIDPI Resolution dated 21.04.2004, wherein it has been stated that *"The identity of the complainant will not be revealed unless the complainant himself made the details of the complaint either public or disclosed his identity to any other office or authority"*. Therefore, keeping in view the above provisions of the PIDPI Resolution, any further details about the complaints, cannot be confirmed or denied.

Further, the denial of disclosure of information pertaining to PIDPI complaints has been upheld by Central Information Commission (CIC) also. In one such decision the CIC in the case of Shri R.N. Dwivedi Vs Central Vigilance Commission in case No. CIC/WB/A/2008/01082, has decided that *"the concerned public authority under DoPT*

Resolution issued in pursuance of the Supreme Court direction in WP (C) No. 539/2003 is obliged not to disclose the identity of the complainant. We are of the view that the disclosure is then, prime facie, exempted under Sec 8(1)(g)" and *"there is no obligation on the part of the public authority to disclose this information to the Appellant"*. Any information regarding the PIDPI complaint cannot be disclosed to anyone because disclosure of the same would reveal the identity of the complainant, who makes complaint under the provisions of PIDPI Resolution.

In a similar RTI matter pertaining to PIDPI complaints a Writ Petition was filed vide WP(C) 5105/2021 in the High Court of Delhi and a Notice has been issued by the High court of Delhi to CIC on 03.05.2021 and the matter is currently sub-judice."

2. All other CPIOs concerned of the Commission have stated that the information as sought by the RTI Applicant is not readily available with them and culling and compiling the desired information from the individual files would disproportionately divert the limited resources of this public authority. Hence, the information cannot be provided in terms of Section 7(9) of RTI Act.

3. In case the applicant is not satisfied with the above reply, he may make an appeal to Shri A. K. Kanoujia, Additional Secretary, Central Vigilance Commission on Commission's address within thirty (30) days of the receipt of the reply.

Yours faithfully,

15.5.21

(Swati Ratna)
Deputy Secretary & Nodal CPIO