बेटी बचाओ
बेटी पढ़ाओ

# भारतीय रिज़र्व बैंक
# RESERVE BANK OF INDIA
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**SPEED POST**

मासंप्रवि.केंका.आरआईए.संS16719/07.50.003/2023-24 21 मार्च 2024

Kareem Ansari
Yugantar (V294YCPG)
3-4-142/6, Barkatpura
Hyderabad
500027

**सुचना का अधिकार अधिनियम,2005-**
**Appeal- RBIND/A/P/24/00048 & RTI अनुरोध सं RBIND/R/P/23/04418**

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| महोदय/महोदया,<br><br>आपके उपर्युक्त अपील पर अपीलीय अधिकारी, भारतीय रिज़र्व बैंक के दिनांक 18 मार्च 2024 के आदेश की प्रति संलग्न है। | Sir/Madam,<br><br>Please find enclosed the Order dated **March 18,2024** issued by the Appellate Authority, Reserve Bank of India with reference to the appeals filed by you. |

भवदीय /Yours faithfully

पुनीत रावत

(पुनीत रावत)
प्रबंधक
संलग्न/Encl:- as above

मानव संसाधन प्रबंध विभाग, आर.आई.ए.प्रभाग, केन्द्रीय कार्यालय, भारतीय रिजर्व बैंक, कें.का. बिल्डींग, एस.बी.रोड. मुम्बई 400 001,
टेली 022-2263 3079, E-mail: cpiorbi@rbi.org.in
Human Resource Management Department, RIA Division, Central Office, Reserve Bank of India, Central Office Building, S. B. Road, Fort, Mumbai 400 001,
Tel. 022-2263 3079E-mail: cpiorbi@rbi.org.in

**Before the Appellate Authority under Right to Information Act, 2005**
**Reserve Bank of India, Central Office, Mumbai.**
**Appeal No. RBIND/A/P/24/00048**

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| **Name of the Appellant** | **: Mr. Kareen Ansari** |
| **Date of receipt of RTI application** | **: 26/12/2023** |
| **Date of reply of the CPIO, Human Resource Management Department (HRMD)** | **: RBIND/R/P/23/04418 (Reply dated 23/01/2024)** |
| **Date of receipt of first appeal** | **: 09/02/2024** |

The papers have been perused and the contentions of the appellant have been considered.

2. **Ground:** Provided incomplete, misleading or false information.

**My observations:**

3. In the RTI application, the appellant has sought various information pertaining to services of Protocol and Security officers. The CPIO vide letter dated January 23, 2024 has provided point-wise reply to all the queries. In the present appeal, the appellant has raised grievances against the CPIOs' reply given in respect of query No. 2, 3, 4, 6 and 7. The appellant had sought information on the reasons/criteria/circumstances under which officers in Protocol and Security cadre are being placed on stagnation pay at query Nos. 2 & 3 of the application. The appellant had sought the status of officers on stagnation in query No.4. The appellant has sought date on which Governor of RBI has issued direction by constitution of a committee to improved career progressions of security officers and steps taken pursuant to the same in query Nos. 6 & 7 of the application. The CPIO in reply to these queries stated that no such information is available. However, in reply to query No.7, the CPIO provided details about a committee constituted with the approval of Executive Director in charge of HRMD for review of career progression of Protocol & Security Officers. Under the RTI Act, 2005, the CPIO can provide information which is available and maintained with the Public Authority. The CPIO is not obliged to create non-existing information. Reliance is placed on **Central Board of Secondary Education & Anr. V. Aditya Bandopadhyay & Ors. (2011) 8 SCC 497**:

> **"63.** ...The RTI Act provides access to all information *that is available and existing*. ... **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..."

The CPIO has already stated that the information is not available, I do not find any scope to interfere with the reply of the CPIO.

4. In view of the above, I do not find any merit in the appeal. The appeal is therefore, **dismissed**. This order may be served on the appellant.

**[Dr. Deepak Kumar]**
**Executive Director & First Appellate Authority**
18/03/2024