

| RTI APPEAL DETAILS | | | |
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| RTI Appeal Registration No. : | IFCIL/A/E/22/00008 | RTI Appeal Received Date : | 05/09/2022 |
| RTI Request Registration No. : | IFCIL/R/E/22/00035 | RTI Request Registration Date : | 22/08/2022 |
| Name : | | Gender : | Male |
| Address : | | | |
| Pin Code : | 122001 | | |
| State : | Haryana | Country : | India |
| Phone : | | Mobile No. : | |
| Email : | | | |
| Status : | Urban | Educational Status : | Above Graduate |
| Citizenship : | Indian | Is Appellant below poverty line ? : | No |
| CPIO of Public Authority Approached : | 38570 | CPIO's Order/Decision Date : | Details not provided |
| CPIO's Order/Decision No. : | Details not provided | | |
| Ground For Appeal : | Refused access to Information Requested | | |
| Text of RTI First Appeal : | <p>The FAA under the RTI Act, IFCI Limited</p> <p>Request for information was submitted online under registration number IFCIL/R/E/22/00035 on 22/08/2022. The information sought was- the names and contact details of the CPIO/ACPIO (Central Public Information Officer/Assistant Central Public Information Officer) of the below named public authorities under the Right to Information Act 2005:</p> <p>(1) Management Development Institute Society, (2) Management Development Institute Gurgaon and (3) Management Development Institute Murshidabad</p> <p>The CPIO has disposed of the request on 26/08/2022 without providing the requested information by stating - no such information is available on the records and as such the information may be treated as NIL from our side.</p> <p>The reply of the CPIO is untenable on the following grounds -</p> <p>(1) MDI is shown as an associate of IFCI Limited in its Annual Reports for last several years. As per Ind AS 28, an associate is an entity over which the investor (in this case IFCI) has significant influence. The existence of significant influence by an entity is usually evidenced in one or more of the ways, of which the first one is representation on the board of directors or equivalent governing body of the investee (in this case MDI), which has been more than 80</p> | | |

percent in the extant case.

(2) Management Development Institute Society has its registered office at 10th Floor, IFCI Tower, 61 Nehru Place, New Delhi 110019. No separate entity can have its registered office in the premises of IFCI without the consent and due disclosure of information to IFCI.

(3) The Managing Director and CEO of IFCI Limited is the President of the Management Development Institute Society in his official (ex-officio) capacity, which has the approval of the Ministry of Finance, Govt of India.

(4) The Deputy Managing Director of IFCI Limited is a member of the Board of Management Development Institute Society, as a nominee of IFCI.

There are two problems with this reply - first, so long as Management Development Institute is an Associate of IFCI Limited, IFCI Limited is the relevant public authority to provide information about MDI.

Secondly, as per Section 6(3) of the RTI Act, where an application is made to a public authority but the subject matter of the RTI application pertains to another public authority, the CPIO of the public authority receiving the RTI application has to transfer the same to the public authority concerned. The CPIO ought to have transferred the application or such part of it as may be appropriate to that other public authority and informed me (the applicant) immediately about such transfer, which the CPIO has failed to do.

I request redressal of my grievances as have been enumerated above.