**The PIO cannot deny information on grounds other than mentioned in section 8 & 9. Therefore rejection of information on the following grounds is illegal, void and bad in law.**

1. The information is not on one subject.
2. The information is more than 150 words.

Arguments

1. The PIO, FAA and Hon. Information Commissioners have no authority to introduce new grounds for denial other than mentioned in section 8 & 9 of RTI act. Refer section 7(1) RTI act
2. The above grounds are totally in contradiction to the spirit and purpose of the RTI act for which it has been enacted.
3. Any circular or directions which are contradictory to the original RTI act is illegal, void, and bad in law and should be challenged with tooth and nail.
4. The Preamble of RTI envisages promotion of free flow of information.
5. The PIO does not have basic knowledge and common sense that with every increase in application it shall increase the work of the PIO and take more energy and time by duplication and triplication of the same work as well as increase postal expenses.

**Arguments opposing the illegal acts of PIO**

PIO with dishonest intentions and ulterior motive did not provide the information on the above wrongful grounds. The reasons for calling these grounds illegal, bad in law

* 1. The PIO has not attached copy of the RTI application and not disclosed which is the 2nd subject and 3rd subject in my RTI application.
  2. Without prejudice to my rights and contentions that such denial is illegal the PIO has not mentioned the sub section relied in section 8 & 9 of RTI act.
  3. Without prejudice to my rights and contentions that such denial is illegal the PIO has not provided the information on the one subject as relied upon in the circular.
  4. The PIO has failed to provide reason in the reply. **( Section 7(8)(i) RTI act**.
  5. No information provided. **( violation of section 7(1) RTI act**).
  6. The PIO has committed violation of section 7 (1) RTI which has clearly stated that the information can be denied only under section 8 & 9 RTI act.
  7. The information sought by this applicant is on one subject in my opinion.
  8. The PIO has not provided the definitions / clarifications of one subject as required under section 19(5) RTI act. So that the citizens will understand what is one subject.
  9. PIO has not provided the definition of one subject and 150 words as defined under RTI act along with sections is not attached as per section 4(1)(b) (iii), (iv), (v) is not attached.
  10. The procedure and rules and regulation to be followed before the PIO can deny the information on the ground of one subject.
  11. Any circular / directions cannot over rule the mandatory provisions of RTI act and deny information on grounds other than section 8, 9 of RTI act.
  12. Any circular which is contradictory to the RTI act is illegal and cannot be implemented.
  13. The PIO shall have not provided the procedure / rules and regulation he has followed to come to conclusion that the application contains more than 150 words. From which heads will 150 words be calculated

1. The whole application shall not be more than 150 words
2. The subject matter shall not be more than 150 words.
3. The description of the information required shall not be more than 150 words.
   1. The PIO shall have not provided sections from the RTI act with regards how will the 150 words be calculated.
   2. Without prejudice to my rights and contentions that this circular is illegal and bad in law, I say that the circular attached in para 3 states that

**“ Normally the application should not be above 150 words.”**

* 1. **This means it is not direction but just an advisory note**. There is flexibility in the circular when it has used “ NORMALLY ”. Hence without clear directions of RTI act no application can be denied information on the ground of
* One subject
* 150 words
  1. The PIO has committed offence u/s 166 and 167 IPC and is liable for criminal prosecution in addition to departmental and disciplinary action for making false and incorrect records and writing.