

Central Information Commission
File No. CIC/SM/A/2010/000361
Right to Information Act-2005-Under Section (19)

Dated: 6 October 2010

Name of the Appellant : Shri G. Mathew
E/o. Nuclear Fuel Complex,
Plot No.126, Arul Colony,
Dr. A S Rao Nagar, ECIL (PO),
Hyderabad - 500 062.

Name of the Public Authority : CPIO, Bhabha Atomic Research Centre,
Central Complex, 3rd Floor,
BARC, Trombay,
Mumbai - 400 085.

The Appellant was present in person.

On behalf of the Respondent, Shri Goverdhan Rao, PIO was present.

08/10/10
2. We heard this case through videoconferencing. The Appellant was present in the Hyderabad studio of the NIC. The Respondent was present in the Mumbai studio. We heard their submissions. The Appellant had wanted a copy of the norms for promotion from the post of Tradesman/G to Tradesman/H. The CPIO had denied the information by claiming that promotion norms followed in the BARC were classified documents and, hence, could not be provided. The Appellate Authority had more or less endorsed the decision of the CPIO although he also referred the Appellant to see the Career Digest published by the DAE and as available in the Department's website which contained some of the desired information.

3. After hearing the submissions of both the parties, we find it difficult to support the contention of the CPIO. Merely because the public authority has classified some information as confidential, it cannot claim exemption from disclosure. Only such information would be exempt from disclosure which is covered by one of the other provisions of Section (8)(1) of the Right to Information (RTI) Act. In this case, neither the CPIO nor the Appellate

22 00 2010
CIC/SM/A/2010/000361

अ.सं.	10/97754
संख.	22/10/10
दिनांक.	

Authority has cited any of these provisions in support of his decision not to disclose the information. We do not see how the promotion norms from one post to the other can be considered to be confidential or classified in nature.

4. Therefore, we direct the CPIO to provide to the Appellant within 10 working days from the receipt of this order the photocopy of the norms as desired by the Appellant.

5. With the above direction, the appeal is disposed off.

6. Copies of this order be given free of cost to the parties.

(Satyananda Mishra)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.



(Vijay Bhalla)
Assistant Registrar

CIC/SM/A/2010/000361

निदेशक / Director - BARC
संख्या / No. 25 OCT 2010
तिथि / Date