

CENTRAL INFORMATION COMMISSION

**Baba Gang Nath Marg,
Munirka, New Delhi -110067
Tel : +91-11-26186535**

Appeal No. CIC/BATRC/A/2017/112568

Appellant: Sh. M G Pednekar,
Respondent: Central Public Information Officer
Chief Admn. Officer (A),
Bhabha Atomic Research Centre,
Central Complex, 3rd Floor, BARC Trombay,
Mumbai-400085
Date of Hearing: 03.01.2018
Dated of Decision: 03.01.2018

ORDER

Facts:

1. The appellant filed RTI application dated 15.04.2016 seeking information regarding: documents related to departmental enquiry against Sh. S.N. Junnare, ASO who was allegedly involved in an incident which took place on 10.03.2015.
2. The CPIO responded on 22.04.2016. The appellant filed first appeal on 03.05.2016 with the First Appellate Authority (FAA). The FAA responded on 17.06.2016. The appellant filed second appeal on 23.02.2017 with the Commission on the ground that information has been denied to him.

Hearing:

3. The respondent participated in the hearing through VC. The appellant was absent.
4. The appellant vide his e-mail/letter dated 03.01.2018 informed the Commission that due to 'Maharashtra bandh', he was unable to attend the hearing and prayed the Commission to postpone the hearing. The

Commission observed that NIC studio, Mumbai and its officers were working. Even applicant(s) in other cases have been appearing in NIC studio, Mumbai. The prayer of the appellant is rejected.

5. The respondent had sent their written submissions dated 01.01.2018, which is taken on record.

6. The respondent stated that vide their reply dated 22.04.2016, they have informed the appellant that, "the information requested relates to personal information of third party, the disclosure of which has no relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of an individual. Hence, the same is exempted under Section 8(1)(j) of the RTI Act, 2005".

7. The respondent stated that vide order dated 17.06.2016, the FAA had also upheld the reply given by the CPIO.

Discussion/ observation:

8. The action/steps taken by the respondent in dealing with the RTI application is satisfactory, as the information sought by the appellant is personal information of third party, which is exempted under Section 8(1)(j) of the RTI Act.

Decision:

9. No further intervention of the Commission is required in the matter. The appeal is disposed of. Copy of the decision be given free of cost to the parties.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar