

केन्द्रीय सूचना आयोग  
CENTRAL INFORMATION COMMISSION  
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सूचना आयुक्त : दिव्य प्रकाश सिन्हा  
INFORMATION COMMISSIONER : DIVYA PRAKASH SINHA

File No. : CIC/IAIRF/A/2017/135779/SD  
Date of Hearing :14/11/2017  
Date of Decision :14/11/2017

**Relevant facts emerging from the Appeal:**

Appellant	:	Vishal Bakshy
Respondent	:	1.CPIO Directorate of Personnel Services, Air Head Quarters (Vayu Bhawan), Rafi Marg, New Delhi.  2. CPIO US(AG-1), MoD, Sena Bhawan, New Delhi.
RTI application filed on	:	28/09/2016
PIO replied on	:	16/11/2016
First appeal filed on	:	26/12/2016
First Appellate Authority order	:	08/02/2017
Second Appeal dated	:	07/03/2017

**Information sought:**

The Appellant sought information through 3 points and various sub-points regarding implementation of AVSC committee report in Air Force.

**Grounds for the Second Appeal:**

The CPIO has not provided the desired information on para 4(b) of the RTI Application.

**Relevant Facts emerging during Hearing:**

The following were present:-

**Appellant:** Not present.

**Respondent(1):** Wg Cdr Suman Adhikari, CPIO, Wg Cdr C.S. Pardesi, JD PP and Sanjay Kumar, DD, IHQ of MoD(Air) present in person.

**Respondent(2):** Balbir Singh, US(AG-II) & CPIO and L.S.S. Subramanian, SO, Ministry of Defence, Sena Bhawan, New Delhi present in person.

Respondent (1) submitted that available information on the RTI Application was provided to the Appellant. He further submitted that largely information sought vide para 4(b) was not as per Section 2(f) of the RTI Act. Yet, information sought at paras 4(b)(ii) and 4(b)(iv) of the RTI Application are particularly exempt under Section 8(1)(a) of the RTI Act. He furthermore relied on CIC decision in File No.CIC/IAIRF/A/2017/125215/SD dated 21.07.2017 to contest that denial of disclosure of branch wise break up of additional vacancies based on the recommendations of AVSC report was upheld by this bench in the said order.

**Observations**

Commission observes upon the perusal of facts on record that information sought on para 4(b) of the RTI Application is indeed outside the scope of Section 2(f) of the RTI Act except for para 4(b)(ii) and (iv) therein. Commission further accepts the reliance on CPIO on the decision in File No.CIC/IAIRF/A/2017/125215/SD dated 21.07.2017 wherein similar aspects of the AVSC report were brought into consideration. However, the said decision directed the disclosure of the number of additional vacancies and upheld denial of only branch wise distribution.

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**Decision**

In view of the foregoing observations, Commission directs the CPIO to provide information on para 4(b)(ii) of the RTI Application to the Appellant within 15

days from the date of receipt of this order. In light of the decision in File No.CIC/IAIRF/A/2017/125215/SD dated 21.07.2017, denial of information on para 4(b)(iv) is upheld.

**The appeal is disposed of accordingly.**

**(Divya Prakash Sinha)**  
**Information Commissioner**

**Authenticated true copy**

**(H P Sen)**  
**Dy. Registrar/Designated Officer**

