

Central Information Commission
Baba Gang Nath Marg,
Munirka, New Delhi-110067.

CIC/AA/A/2018/205
CICOM/A/2018/60124
CICOM/R/2018/50512

Name of the appellant : Shri Jasbir Singh Arora,
85, GF, Jeewan Nagar,
Bala Sahib Road,
New Delhi – 110 014.

1.	Date of online RTI application	17.07.2018
2.	Date of reply of the RTI application	30.07.2018
3.	CPIO(s) who furnished reply	DS(Admn)
4.	Online 1 st Appeal Date	06.08.2018
5.	Date of Hearing	10.08.2018

On the request of the appellant, he was heard over phone. Shri Sushil Kumar, DS(Admn) cum CPIO and Shri Ashok Kumar Sharma, CPIO, RTI Cell were present during the hearing.

Brief facts of the case:-

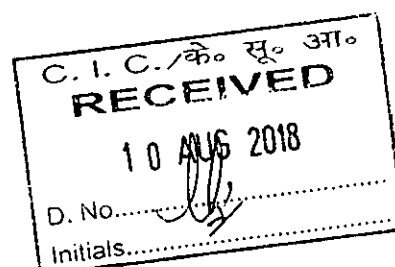
2. In the RTI application, appellant has sought certified copy of oath taken by Hon'ble Information Commissioner, Shri D.P. Sinha before Hon'ble President of India.

3. Shri Sushil Kumar, DS(Admn) & CPIO vide letter dated 30.07.2018 has replied as under:-

"This is a personal information. Personal information cannot be provided under section 8(1)(j) of the RTI Act and it has nothing to do any public activity or public interest."

Decision with reasons:-

4. During the hearing, appellant has reiterated the contents of the appeal and stated that he has submitted his written submissions through email. The appellant further stated that Section 8(1)(j) of the RTI Act, 2005 is not applicable to the information sought by him. The CPIO has also not given any reasons for denial of the request for information. In support of his claim, appellant has submitted copy of two Commission's orders viz CIC/SM/A/2012/000622 dated 27.11.2012 and CIC/BS/A/2016/001566-BJ dated 25.04.2017 through email.



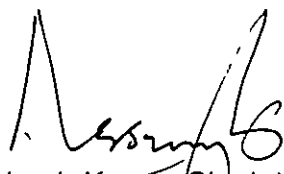
P.T.O.

5. On perusal of the RTI request, CPIO's response and submissions made by the appellant, it is observed that it will be not correct to say that the CPIO has not given any reason for the denial of the request of information. CPIO has denied information u/s 8(1)(j) of RTI Act on the basis of personal information. The appellant has sought certified copy of the oath taken by Hon'ble Information Commissioner, Shri D.P. Sinha. The oath is a public function, therefore, it cannot be treated as personal information. **Direction is accordingly given to Shri Sushil Kumar, DS(Admn) cum CPIO to provide certified copy of the information sought as per DoPT OM No.10/1/2013-IR dated 06/10/2015 to the appellant within 1 week from the date of receipt of the order.**

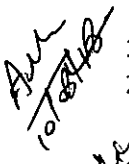
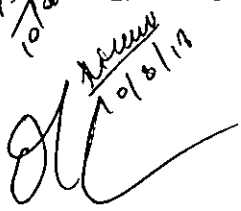
6. The appeal is, therefore, disposed off accordingly.

7. In case the appellant is aggrieved by the decision, he is free to file second appeal, if he so desires, before the Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi-110067 against this order within 90 days.

Dated the 10th August, 2018.


(Rakesh Kumar Singh)
Additional Secretary & First Appellate Authority
Tel: 26162290

Copy to:-

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1. Shri Ashok Kumar Sharma, CPIO, RTI Cell, CIC, New Delhi.
2. Shri Sushil Kumar, DS(Admn) & CPIO, CIC, New Delhi.