



CENTRAL INFORMATION COMMISSION
Baba Gang Nath Marg, Munirka,
New Delhi – 110 067

Sh. Sanjeev Kapoor

....Appellant

VERSUS

Central Information Commission

.....Respondent

Date of hearing: 03/09/2019

Time : 12:10 p.m.

Case No. :

1. CIC/AA/A/2019/161
2. CICOM/A/2019/60131
3. CICOM/R/2019/50621

Present:

1. None – For the Appellant
2. Sh. S.S. Rohilla, CPIO & DO to CIC (SB) – For the Respondent
3. Sh. T.B.J.S. Rajappa, Nodal CPIO – For the Respondent

Brief Facts :

The Appellant, vide his RTI application dated 25/06/2019 sought for the copies of show-cause notice along with copies of the replies of CPIO/PIO of NTPC on the said show-cause notices in respect of the complaint No:

1. CIC/NTPCO/C/2018/116584
2. CIC/NTPCO/C/2017/169259
3. CIC/NTPCO/C/2017/172315
4. CIC/NTPCO/C/2018/110584

Record of proceedings:

1. The RTI application dated 25/06/2019, filed by Appellant Sh. Sanjeev Kapoor, reply of Sh. S.S. Rohilla, CPIO & DO to CIC (SB) dated 09/08/2019 as well as the First Appeal dated 10/08/2019 filed by Appellant were perused by the undersigned.
2. In the reply dated 09/08/2019, Sh. S. S. Rohilla, CPIO had informed the Appellant that in terms of the Order dated 03/10/2012 pronounced by the Hon'ble Supreme Court of India, in SLP (C) No. 27734 of 2012 in the case titled as Shri Girish Ramchandra Deshpande Vs Central Information Commission & Ors., the information sought by the Appellant are qualified to be the personal information as defined in



Clause (j) of Section 8 (1) of the RTI Act, 2005 and in view of the same, the information sought by the Appellant cannot be provided.

3. Being dissatisfied with the reply of the CPIO, the Appellant has filed a First Appeal on the grounds 'provided incomplete, misleading or false information'.

4. Sh. S.S. Rohilla, CPIO personally appeared before the undersigned and reiterated to his earlier stand that the information sought for are qualified to be personal information as defined in Clause (j) of Section 8(1) of the RTI Act, 2005 with reference to Hon'ble Supreme Court of India Order passed in SPL (C) No. 27734 of 2012 in the case titled as Shri Girish Ramchandra Deshpande Vs Central Information Commission & Ors.

5. I am in full agreement with the reply sent by the CPIO in this matter as well as the pleadings made by him before the undersigned during personal hearing that the information sought for are exempt under Section 8 (1) (j) of the RTI Act, 2005. Moreover, as per the RTI Act, 2005 the show-cause notices issued to the CPIO under response received from him has no relation/connection with the public activity as the same is between the CPIO and the Central Information Commission and providing the said information does not serve any larger public interest.

6. Hence, the Appeal made by the Appellant devoids of merits and is dismissed.

Sh. Sanjeev Kapoor is further informed if he is not satisfied with the order of the undersigned, he is free to file a Second Appeal under Section 19 (1) of the RTI Act, 2005 before the Hon'ble Information Commissioner Sh. Divya Prakash Sinha at the above mentioned address within a period of 90 days from the date of receipt of this order.



(Piyush Agarwal)

Registrar & First Appellate Authority

03/09/2019



To:

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Copy To:

1. Sh. S.S. Rohilla
CPIO & DO to CIC (SB)
Central Information Commission

2. Sh. T.B.J.S. Rajappa
Nodal CPIO
Central Information Commission

