

केंद्रीय सुचना आयोग
CENTRAL INFORMATION COMMISSION
बाबा गंगनाथ मार्ग
Baba Gangnath Marg
मुनिरका, नई दिल्ली - 110067
Munirka, New Delhi-110067

File No. CIC/BRDOR/A/2021/606381

In the matter of:

Rakeshkumar Dineshbhai Hadiyel

... Appellant

VS

Central Public Information Officer
Border Road Organisation (BRO),
Records Office (GREF), Dighi Camp,
Pune -411015

...Respondent

RTI application filed on	:	27/11/2020
CPIO replied on	:	11/12/2020
First appeal filed on	:	06/01/2021
First Appellate Authority order	:	02/03/2021
Second Appeal filed on	:	23/02/2021
Date of Hearing	:	23/08/2022
Date of Decision	:	23/08/2022

The following were present:

Appellant: Present over VC

Respondent: Major Krishna Kumar Yadav, PIO, present over VC

Information Sought

The appellant has sought the following information pertaining to Mr. Jitender Jaikisan Arora:

1. Provide date of joining and post held by Mr. Arora.
2. Provide date of relieving of Mr. Arora from the services of BRO. Also provide a copy of the relieving order issued in this regard.
3. Mr. Arora had joined ICMR - National Institute of Occupational Health, Ahmedabad as Office Assistant. Whether NOC had been issued by BRO to Mr. Arora for joining the said organisation?
4. And other related information.

Grounds for filing Second Appeal

The CPIO did not provide the desired information.

Submissions made by Appellant and Respondent during Hearing:

The appellant submitted that he is not satisfied with the reply of the CPIO.

The CPIO submitted that a suitable reply was provided vide letter dated 11.12.2020.

Observations:

Based on a perusal of the record, it was noted that the CPIO vide letter dated 11.12.2020 replied to the appellant and provided information on points no. 1 to 3 of the RTI application. In respect of point no. 4 information was denied stating that the same is related to a third party. In respect of point no. 5 there was no reply given. The CPIO had already stated that BRO is exempted u/s 24 of the RTI Act. However, in the interest of transparency he provided the information.

The appellant was not satisfied with the reply and filed a first appeal.

The PIO vide written submissions dated 27.07.2022 reiterated the CPIO's reply and submitted that the FAA also had disposed of the first appeal on 02.03.2021. He summed up stating that as per the statement of the appellant the third party had joined ICMR on 21.12.2012. It is clear that the above individual had joined ICMR after his resignation from BRO on 10.12.2012 as per Discharge certificate (Relieving order).

The Commission noted that sufficient information relating to the third party was already given which should have been avoided as per the provisions of the RTI Act. Be that as it may, there is no further information disclosable under the RTI Act.

Decision:

In view of the above observations, the Commission is not inclined to provide any relief to the appellant.

The appeal is disposed of accordingly.

Vanaja N. Sarna (वनजा एन. सरना)

Information Commissioner (सूचना आयुक्त)

Authenticated true copy
(अभिप्रमाणित सत्यापित प्रति)

A.K. Assija (ऐ.के. असीजा)
Dy. Registrar (उप-पंजीयक)
011- 26182594 /
दिनांक / Date