

CENTRAL INFORMATION COMMISSION
Room No.414, Baba Gangnath Marg, Munirka
New Delhi-110067

F. No.CIC/DEPOL/A/2016/297366

Date of Hearing : 30.11.2017
Date of Decision : 30.11.2017
Appellant/Complainant : Shri Jitendra Kaushik
Respondent : PIO
Department of Food & Supplies
(Govt. Of NCT of Delhi)

Through:
Smt. Prem Lata

Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 03.05.2016
PIO replied on : - - -
First Appeal filed on : 04.06.2016
First Appellate Order on : 04.07.2016
2nd Appeal/complaint received on : 28.07.2016

Information sought and background of the case:

Vide RTI application dated 03.05.2016, the appellant sought following information:-

1. Provide certified copy of Ration Card 1985-1994 with name and father name and address of Mohan Lal Sharma S/o. Suli Ram, R/o 9/392, Bagichi Harpholsingh subhash Road Gandhi Nagar, Delhi-110031.
2. Provide certified Id Proof Copy like voter ID card and others which were submitted to Food and Supply Department time to time.

Having not received any reply from the CPIO, the appellant filed first appeal. The FAA order dated 04.07.2016 directed as follows:

"Matter heard, considering all the facts i.e., RTI application, appeal application and documents on record, ends of justice would be met if file inspection is allowed to the applicant to ensure transparency within

(15) VSS

the next 15 days during office hours and reply is given thereafter by: the PIO, AC (East) Record and Transparency Officer as notified by the department (which is also displayed on the website of the department) vide order No. RTI (HQ)/F&S/Misc/2016/1520-1549 dated 12.03.2016 will ensure that the requisite information is furnished to the applicant."

Feeling aggrieved over non-compliance of FAA order, the appellant approached the Commission.

Relevant facts emerging during hearing:

The Appellant is absent despite notice. The respondent is present and heard. The respondent states that information sought relates to year 1985 and the department does not retain copies of ration card. She states that as per FAO, the appellant was called upon to inspect the record vide letter dated 20.07.2016, however the appellant chose not to inspect the records.

Decision:

After hearing the respondent and perusal of record, the Commission finds that the information sought is barred from disclosure under Section 8(1)(j) of the RTI Act. The Appellant had sought copies of documents submitted by third party for issuance of ration card. No larger public interest is exhibited by the appellant while seeking the information which is essentially personal in nature. The FAA failed to apply mind while allowing inspection of the records in question. The functionaries designated under the RTI Act 2005 within the respondent organization are advised to enhance their knowledge of the RTI Act.

The appeal is dismissed.

Sd/-
(Yashovardhan Azad)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

(R.P. Grover)
Designated Officer
नई दिल्ली
Central Information Commission
New Delhi
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