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No. 10/1/2013-IR
Government of India
Ministry of Personnel, PG & Pension
Department of Personnel & Training

North Block, New Delhi
Dated 6th October, 2015

Office Memorandum

Subject: Format for giving information to the applicants under RTI Act- issue of guidelines regarding.

It has been observed that different public authorities provide information to RTI applicants in different formats. Though there cannot be a standard format for providing information, the reply should however essentially contain the following information:

- (i) RTI application number, date and date of its receipt in the public authority.
- (ii) The name, designation, official telephone number and email ID of the CPIO.
- (iii) In case the information requested for is denied, detailed reasons for denial quoting the relevant sections of the RTI Act should be clearly mentioned.
- (iv) In case the information pertains to other public authority and the application is transferred under section 6(3) of the RTI Act, details of the public authority to whom the application is transferred should be given.
- (v) In the concluding para of the reply, it should be clearly mentioned that the First Appeal, if any, against the reply of the CPIO may be made to the First Appellate Authority within 30 days of receipt of reply of CPIO.
- (vi) The name, designation, address, official telephone number and e-mail ID of the First Appellate Authority should also be clearly mentioned.

2. In addition, wherever the applicant has requested for 'certified copies' of the documents or records, the CPIO should endorse on the document "True copy of the document/record supplied under RTI Act", sign the document with date, above a seal containing name of the officer, CPIO and name of public authority; as enumerated below:

True copy of the document/record supplied under RTI Act. Sd/- Date (Name of the Officer) CPIO (Name of the Public Authority)

Further in case the documents to be certified and supplied is large in number, information on RTI application should be supplied by a designated PIO but the certification of the documents, if need be, could be done by an other junior gazetted officer.

3. This may be brought to the notice of all concerned.

Dy Secy (IR)

G S Arora
(G S Arora)

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- 2 -

2. Union Public Service Commission /Lok Sabha Secretariat/ Rajya Sabha Secretariat/ Cabinet Secretariat/ Central Vigilance Commission/ President's Secretariat/ Vice President's Secretariat/ Prime Minister's Office/ NITI Ayog/Election Commission.
3. Central Information Commission/ State Information Commissions.
4. Staff Selection Commission, CGO Complex, New Delhi.
5. O/o the Comptroller & Auditor General of India, 10, Bahadur Shah Zafar Marg, New Delhi.

Copy to: Chief Secretaries of all the States/UTs

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS
DIRECTORATE GENERAL,SSB
EAST BLOCK-V, R.K. PURAM
NEW DELHI-110066

No.4/SSB/VC/RTI/GF/2009-11/-577

Dated the, 03/09/2014

ORDER

In supersession of all previous orders on the subject, the following authorities of SSB, are hereby designated as Appellate Authority(AA), Central Public Information Officer (CPIO) and Central Assistant Public Information Officer (CAPIO) for various formations of SSB as mentioned against their designation in terms of section 5 (2) of the Right to Information Act, 2005 with immediate effect:-

Sl. No.	Designated Authority	Designation of Appellate Authority/ CPIO/ CAPIO	Formation /Locations
APPELLATE AUTHORITY (AA)			
1	Inspector General (Pers) Force Hqrs, SSB, New Delhi	AA.	Appellate Authority for FHQ SSB New Delhi and other establishments falling under administrative control of IG(Pers).
2	Inspector General (Trg.) Force Hqrs, SSB, New Delhi	AA	Appellate Authority for RTC Bhopal, RTC Alwar, MTC Shimla, ITS Ghitorni, CTC Sapri ATC Shamshi, ATC Kumarsain, ATC Sarahan etc falling under administrative control of IG(Trg.).
3	Inspector General (Prov.) Force Hqrs, SSB, New Delhi	AA	Appellate Authority for IT & TTC Faridabad, TC Kasumpti, TTC, CSD &W Bhopal, Dog Training cum Breeding Centre, Alwar etc. falling under administrative control of IG(Prov.).
4	Inspector General (Spl. Ops), Force Hqrs, SSB, New Delhi	AA	Appellate Authority for SHQs/Bns/Areas/TCs etc. falling under administrative control of IG (Spl.Ops).
5	Inspector General Frontier Hqrs, SSB Lucknow (UP)	AA.	Appellate Authority for Frontier Hqrs, Lucknow, RTC Gorakhpur, SHQ, Bns., Areas, TCs, Composite Hospital Gorakhpur etc. under Lucknow Frontier.
6	Inspector General Frontier Hqrs, SSB Guwahati (Assam)	AA.	Appellate Authority for Frontier Hqrs. Guwahati, CTC Saloribari, ATC Debendernagar, SHQs, Bns, Areas, TCs, Composite Hospital etc under Guwahati Frontier.
7	Inspector General Frontier Hqrs, SSB Siliguri.	AA	Appellate Authority for Frontier Hqrs Siliguri, ITS Kolkata, SHQs/Bns/Areas/TCs etc. under Siliguri Frontier.
8	Inspector General Frontier Hqrs, SSB, Ranikhet.	AA.	Appellate Authority for Frontier Hqrs Ranikhet, SHQs/Bns/Areas/TCs etc. under Ranikhet Frontier.
9	Inspector General, SSB Academy Srinagar (Uttarakhand)	AA.	Appellate Authority for SSB Academy Srinagar, Gwaldam etc. under SSB Academy Srinagar.
10	Inspector General(Admn.) Force Hqrs, SSB, New Delhi	AA.	Appellate Authority for 25 th Bn and other establishments falling under administrative control of IG(Admn.).

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11	Inspector General, Frontier Hqrs, SSB, Patna (Bihar)	AA.	Appellate Authority for Frontier Hqrs. Patna, SHQs, Bns, Areas, TCs, Composite Hospital Purnia etc. under Patna Frontier.
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CENTRAL PUBLIC INFORMATION OFFICER (CPIO)

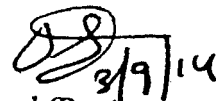
1	Dy. Inspector General(Pers.) FHQ,SSB, New Delhi	CPIO	CPIO for Force Hqrs. SSB New Delhi and other establishments falling under the administrative control of DIG(Pers).
2	Dy. Inspector General(Trg.) FHQ,SSB, New Delhi	CPIO	CPIO for MTC Shimla, ITS Ghitorni, ATC Shamshi, ATC Kumarsain, ATC Sarahan and other establishments falling under administrative control of DIG(Trg).
3	DD(CC), SSB FHQ, New Delhi	CPIO	TTC Kasumpti, IT & TTC Faridabad, TTC, CSD & W Bhopal and other establishments falling under the administrative control of DD(CC).
4	Dv. Inspector General (Vety) FHQ,SSB, New Delhi	CPIO	CPIO for DTC cum Breeding Centre Alwar and other establishments falling under the administrative control of DIG(Vety).
5	Dy. Inspector General Frontier Hqrs, SSB, Lucknow (UP)	CPIO	CPIO for Frontier Hqrs, Lucknow, Bns, Areas, TCs & other establishment under the administrative control of Ftr Hqrs. Lucknow.
6	Dy Inspector General Frontier Hqrs, SSB, Patna (Bihar)	CPIO	CPIO for Frontier Hqrs, Patna, Bns, Areas, TCs & other establishment under the administrative control of Ftr Hqrs. Patna.
7	Dy. Inspector General Frontier Hqrs, SSB, Guwahati (Assam)	CPIO	CPIO for Frontier Hqrs, Guwahati, Bns, Areas, TCs & other establishment under the administrative control of Ftr Hqrs.Guwahati.
8	Dy. Inspector General, Frontier Hqrs, Ranikhet	CPIO	CPIO for Frontier Hqrs, Ranikhet, Bns, Areas, TCs & other establishment under the administrative control of Ftr Hqrs. Ranikhet.
9	Dy. Inspector General, Frontier Hqrs, Siliguri.	CPIO	CPIO for Frontier Hqrs, Siliguri & ITS Kolkata, Bns, Areas, TCs & other establishment under the administrative control of Ftr Hqrs. Siliguri.
10	Dy. Inspector General Sector Hqrs, SSB, Gorakhpur (UP)	CPIO	CPIO for SHQ Gorakhpur, Bns, Areas, TCs & other establishment under the jurisdiction of Gorakhpur Sector.
11	Dy. Inspector General Sector Hqrs, SSB, Lakhimpur Kheri	CPIO	CPIO for Sector Hqrs. Lakhimpur Kheri, Bns, Areas, TCs & other establishment under the jurisdiction of Lakhimpur Kheri Sector.
12	Dy. Inspector General Sector Hqrs, SSB, Muzaffarpur (Bihar)	CPIO	CPIO for Sector Hqrs. Muzaffarpur, Bns, Areas, TCs & other establishment under under the jurisdiction of Muzaffarpur Sector.
13	Dy. Inspector General Sector Hqrs, SSB, Purnea Bihar)	CPIO	CPIO for Sector Hqrs. Purnea, Bns, Areas, TCs & other establishment under the jurisdiction of Purnea Sector.
14	Dy. Inspector General Sector Hqrs, SSB, Bettiah (Bihar)	CPIO	CPIO for Sector Hqrs. Bettiah, Bns, Areas, TCs & other establishment under the jurisdiction of Bettiah Sector.
15	Dy. Inspector General Sector Hqrs, SSB, Kokrajhar (Assam)	CPIO	CPIO for Sector Hqrs. Kokrajhar, Bns, Areas, TCs & other establishment under the jurisdiction of Kokrajhar Sector.

6	Dy. Inspector General Sector Hqrs SSB, Tezpur (Assam)	CPIO	CPIO for Sector Hqrs. Tezpur, Bns, Areas, TCs & other establishment under the jurisdiction of Tezpur Sector.
17	Dy. Inspector General Sector Hqrs SSB, Rangia (Assam)	CPIO	CPIO for Sector Hqrs. Rangia, Bns, Areas, TCs & other establishment under the jurisdiction of Rangia Sector.
18	Dy. Inspector General, SHQ Almora	CPIO	For Sector Hqrs. Almora Bns, Areas, TCs & other establishment under the jurisdiction of Almora sector.
19	Dy. Inspector General Sector Hqrs, SSB, Pilibhit(UP)	CPIO	CPIO for Sector Hqrs. Pilibhit ,Bns, Areas, TCs & other establishment under the jurisdiction of Pilibhitt Sector.
20	Dy. Inspector General Sector Hqrs, SSB, Ranidanga (WB)	CPIO	CPIO for Sector Hqrs. Ranidanga, TC Ranidanga, Bns, Areas, TCs/ATCs & other establishment under the jurisdiction of Ranidanga Sector.
21	Dy. Inspector General, SHQ Gangtok.	CPIO	CPIO for Sector Hqrs. Gangtok, Bns, Areas, TCs & other establishment under the jurisdiction of Gangtok Sector.
22	Dy. Inspector General, SHQ Panga/ New Jalpaiguri.	CPIO	CPIO for Sector Hqrs. Panga/ New Jalpaiguri Bns, Areas, TCs & other establishment under the jurisdiction of Panga/ New Jalpaiguri Sector.
23	Dy. Inspector General, Sector Hqrs. SSB Srinagar (J&K)	CPIO	CPIO for Sector Hqrs. Srinagar, Bns, Areas, TCs & other establishment under the jurisdiction of Sringar Sector.
24	Dy. Inspector General, Sector Hqrs. SSB Alwar (raised at Bhilai, Chhattisgarh)	CPIO	CPIO for Sector Hqrs. Alwar, Bns, Areas, TCs & other establishment under the jurisdiction of Alwar Sector.
25	Dy. Inspector General, CTC SSB, Salonibari.	CPIO	CPIO for CTC/CSD Salonibari, ATC Debendernagar and other establishments falling under the administrative control of DIG, CTC Salonibari.
26	Dy. Inspector General, CTC SSB, Sapri.	CPIO	CPIO for CTC Sapri and other establishments falling under the administrative control of DIG, Sapri.
27	Dy. Inspector General, RTC SSB, Gorakhpur	CPIO	CPIO for RTC Gorakhpur and other establishments falling under the administrative control of DIG, RTC Gorakhpur.
28	Dy. Inspector General, RTC SSB, Bhopal	CPIO	CPIO for RTC Bhopal and other establishments falling under the administrative control of DIG, RTC Bhopal
29	Dy. Inspector General, RTC SSB, Alwar	CPIO	CPIO for RTC Alwar and other establishments falling under the administrative control of DIG, RTC Alwar.
30	Dy. Inspector General (Admn.) Force Hqrs, SSB, New Delhi.	CPIO	CPIO for 25 th Bn and other establishments falling under the administrative control of DIG(Admn.).
31	Dy. Inspector General (Med) Composite Hospital Gorakhpur.	CPIO	CPIO for Composite Hospital Gorakhpur.
32	Dy. Inspector General (Med) Composite Hospital Salonibari.	CPIO	CPIO for Composite Hospital Salonibari.

33	Dy. Inspector General (Med) Composite Hospital Purnea.	CPIO	CPIO for Composite Hospital Purnea.
34	Dy. Inspector General SSB Academy Srinagar.	CPIO	CPIO for SSB Academy Srinagar and other establishments falling under the administrative control of DIG, SSB Academy Srinagar.
35	Dy. Inspector General CI & JW Gwaldam.	CPIO	CPIO for CI & JW Gwaldam and other establishments falling under the administrative control of DIG, CI & JW Gwaldam.
CENTRAL ASSISTANT PUBLIC INFORMATION OFFICER (CAPIO)			
1	Commandant/AOs	CAPIO	CAPIO for concern Bns./Areas/ TCs/ ITSs/ RTC/ CTC/ATC etc.

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2. In addition to above, AD (Pers-I), FHQ is nominated as Nodal Officer for FHQ to monitor timely submission of the reply as well as to examine the cases in term of the provisions contained under RTI Act.
3. In the event of shifting of administrative control of any establishment/ raising of new Frontiers/ Sectors/ Bns./Areas/ RTCs/ATCs etc., concerned controlling authority under whom the office functions i.e. respective IG, DIG and Commandant/ AO will act as Appellate Authority (AA), Central Public Information Officer (CPIO) & Central Assistant Public Information Officer (CAPIO) accordingly.
4. Besides, in the absence of any of the above designated officer, while on leave, tour, training etc., the link officer shall discharge the above function accordingly.
5. In the event of superannuation, transfer, repatriation of the designated Officers, the successor will act as Appellate Authority/Central Public Information Officer/Central Assistant Public Information Officer in the respective formation/location.
6. Please acknowledge receipt.


 Dy. Inspector General (Pers) & CPIO,
 Force Hqrs., SSB.

Distribution:-

1. The IsG (P&T)/(O&I)/(ADMN)(Prov.)/Director(Med), SSB FHQ, New Delhi.
2. The Inspector General Frontier Hqrs, SSB Lucknow (UP).
3. The Inspector General Frontier Hqrs, SSB Patna (Bihar).
4. The Inspector General Frontier Hqrs, SSB Guwahati (Assam).
5. The Inspector General, Frontier Hqrs. SSB Siliguri (WB).
6. The Inspector General, Frontier Hqrs. SSB Ranikhet (Uttarakhand).
7. The Inspector General, SSB Academy Srinagar (Uttarakhand).
8. The Inspector General (Admn.), Force Hqrs. SSB, New Delhi.
9. The Dy. Inspector General (Pers) FHQ,SSB, New Delhi.
10. The Dy. Inspector General (Trg.) FHQ,SSB, New Delhi.
11. The Dy. Inspector General (Admn.) FHQ,SSB, New Delhi.
12. The Dy. Inspector General (Vety) FHQ,SSB, New Delhi.
13. The Deputy Director (CC), SSB FHQ New Delhi.
14. The Dy. Inspector General Frontier Hqrs, SSB, Lucknow.
15. The Dy. Inspector General Frontier Hqrs, SSB, Patna.
16. The Dy. Inspector General Frontier Hqrs, SSB, Guwahati.
17. The Dy. Inspector General Frontier Hqrs, SSB Ranikhet.
18. The Dy. Inspector General Frontier Hqrs, SSB Siliguri.
19. The Dy. Inspector General, Sector Hqrs. SSB Almora.
20. The Dy. Inspector General, Sector Hqrs. SSB Pilibhit.

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21. The Dy. Inspector General, Sector Hqrs. SSB Lakhimpur.
22. The Dy. Inspector General, Sector Hqrs. SSB Gorakhpur.
23. The Dy. Inspector General, Sector Hqrs. SSB Muzaffarpur.
24. The Dy. Inspector General, Sector Hqrs. SSB Purnea.
25. The Dy. Inspector General, Sector Hqrs. SSB Bettiah.
26. The Dy. Inspector General, Sector Hqrs. SSB Ranidanga.
27. The Dy. Inspector General, Sector Hqrs. SSB Gangtok.
28. The Dy. Inspector General, Sector Hqrs. SSB Panga/ New Jalpaiguri.
29. The Dy. Inspector General, Sector Hqrs. SSB Kokrajhar.
30. The Dy. Inspector General, Sector Hqrs. SSB Tezpur.
31. The Dy. Inspector General, Sector Hqrs. SSB Rangia.
32. The Dy. Inspector General, Sector Hqrs. SSB Srinagar (J&K).
33. The Dy. Inspector General, Sector Hqrs. SSB Alwar (raised at Bhilai, Chhattisgarh).
34. The Dy. Inspector General, CTC SSB Salonibari.
35. The Dy. Inspector General, CTC SSB Sapri.
36. The Dy. Inspector General, RTC SSB Gorakhpur.
37. The Dy. Inspector General, RTC SSB Bhopal.
38. The Dy. Inspector General, RTC SSB Alwar.
39. The Dy. Inspector General, SSB Academy Srinagar (Uttarakhand)
40. The Dy. Inspector General, CI & JW Gwaldam.
41. The Dy. Inspector General (Med.), Composite Hospital SSB, Gorakhpur.
42. The Dy. Inspector General (Med.), Composite Hospital SSB Salonibari.
43. The Dy. Inspector General (Med.), Composite Hospital SSB Purnea.
44. The DIsG(P&C/Int/Ops/JAG) SSB FHQ, New Delhi.
45. The S.E./CIOA/JDD(Fin)/Sr.Architect, SSB FHQ, New Delhi.
46. The Commandant (Communication) SSB FHQ, New Delhi with request to place this order in the SSB's website.
47. All Commandants/Area Organizers/CSD&W Bhopal/ITS Ghitorni/Kolkata/All TCs/ATCs.
48. The Assistant Director(s)/ Branch Incharge(s),SSB FHQ, New Delhi.
49. Order folder.

Copy to:-

- (1) PS to DG, SSB for perusal of Director General, SSB please.
- (2) PS to ADG, SSB for perusal of Additional Director General, SSB please.

(5)

Government of India
Ministry of Home affairs
Directorate General
"Sashastra Seema Bal"
East Block-V, R.K.Puram
New Delhi- 110066.

No. 4/SSB/VC/2010(10)/5/ 526 - 537

Dated: 29/07/13

OFFICE MEMORANDUM

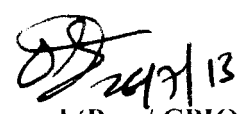
Sub: Submission on QPR on RTI matter.

As desired by MHA that Annual report on RTI is required to be uploaded in CIC's website on quarterly basis by the Deptt. concerned.

In view of above, all CPIOs are requested that henceforth 'only' Quarterly Progress Report on disposal of RTI application/ appeals be furnished to SSB FHQ on the prescribed format (copy enclosed) so as to reach at SSB FHQ by 1st of the following quarter month. It may be ensured that the report reaches at SSB FHQ on due date. In case non-receipt of requisite report on due date, "nil" report would be considered from the CPIO concerned and accordingly the report would be furnished to CIC on due date. For any discrepancy later on, CPIOs concerned would be held responsible.

Further, it is also requested that a copy of each reply given to the applicant/ appellent may also be provided together with above report please.

For strict compliance.


Dy. Inspector General (Pers/ CPIO)

To

- (1) The Appellate Authority- Frontier Hqrs. SSB Lucknow/ Patna/ Guwahati/ Ranikhet / Siliguri & SSB Academy Srinagar.
- (2) IsG (Pers) / (Trg.) / (O&I) / (Prov.) / (Admn.) / (Med.) & (Commn.) - SSB FHQ.
- (3) The CPIOs/ DIsG- Sector Hqrs. SSB Gorakhpur/ L-Kheri/ Muzaffarpur/ Purnia/ Bongaigaon/ Tezpur/ Almora/ Pilibhit/ Ranidanga/ Gangtok/ New Jalpaiguri & SSB Academy Srinagar.
- (4) The CPIOs/ DIsG- (Pers) / (Admn.) / (Commn.) / (Trg.) / (Int.) / (Vety.) / (Ops) & (P&C), SSB FHQ for necessary action please.
- (5) The CPIOs/ DIsG(Medical) - Composite Hospital, Gorakhpur, Salonibari & Purnea.
- (6) The SE/GIOA/JDD(Fin.)/Sr. Architect, FHQ New Delhi.
- (7) The D.D.(CC), SSB FHQ.
- (8) All ADs & Section Incharges of SSB Force Hqrs.
- (9) Commandant, 25th Battalion Ghitorni & CSD&W Bhopal.
- (10) Sr. Instructor ITS Ghitorni & Kolkata.
- (11) Accounts Officer/ DDO- SSB FHQ.
- (12) Guard File.

RTI Annual Return Information System (.2013-14)

Quarterly Return Form

Ministry/Department/Organization :

Quarter :

Insert Mode (New Return)

Block-I (Details about the request & appeals).

	Opening Balance as on beginning of following Quarter.	No. of applications received as transfer from other PAs u/s 6(3)	Received during the Quarter (including cases transferred to other Public Authority)	No. of cases transferred to other Public Authorities u/s 6(3).	Decisions where requests/ appeals rejected.	Decisions where requests/ appeals accepted.
Requests						
First Appeals						

No. of Cases where disciplinary action taken against any Officer.

No. of CAPIOs designated

No. of CPIOs designated

No. of AAs designated

Block-II (Details about fees collected, penalty imposed and disciplinary action taken).

Registration Fee Amount	Additional Fee & Any other charges.	Penalties Amount

Block-III (details of various provisions of section 8 while rejecting requested information).

No. of times various provisions were invoked while rejecting requests.

Relevant Sections of RTI Act 2005.

Sections 8 (1)										Sections			
a	b	c	d	e	f	g	h	i	j	9	11	24	Other

Block-IV (Details regarding compliance of direction/ recommendation of the Commission).

S. No.	Reference no. of cases wherein Commission made specific recommendation as per section 25(5) (max 20 chars.)	Whether action is initiated to comply with recommendation of Commission	Details. thereof (max 250 chars.)

Block-V (Details regarding compliance of direction/ recommendation of the Commission).

Last date of updating the previous disclosures on the website of PA	Name of the person who is catering/ updating data.	Designation of the person who is entering/ updating data.

Handwritten: copy by PAs

Handwritten: 5470
03/05/13

THROUGH WAN

URGENT/ RTI MATTER

- TO :
- 1) IsG/APPELLATE AUTHORITY, FTR. HQRS. LUCKNOW/PATNA/ GUWAHATI/ RANIKHET/ SILIGURI AND SSB ACADEMY SRINAGAR (.)
 - 2) CPIOs FTR. HQRS. LUCKNOW/PATNA/ GUWAHATI/RANIKHET/ SILIGURI/ SSB ACADEMY SRINAGAR, SF'Qs PILIBHIT/ LAKHIMPUR KHERI/ GORAKHPUR/ RANIDANGA/ MUZAFFARPUR/ PURNEA/BONGAIGAON/TEZPUR/GANGTOK/ NEW JALPAIGURI/ C.Hs GORAKHPUR/ PURNEA/ SALONIBARI & TC SALONIBARI (.)

FM : NODAL OFFICER (RTI) SSB FHQ (.)

NO. SSB/VC/RTI/GF/2009/-297

DATED THE 26 APRIL 2013.

PLEASE FIND ENCLOSED A COPY OF CVC'S LETTER NO.CVC/RTI/MISC/10/002 DATED 04.04.2013 REG. DELHI HIGH COURT'S DECISION IN I.PA NO.618/2012 DATED 06.11.2012 IN THE MATTER OF DISCLOSURE OF INFORMATION UNDER THE PROVISIONS OF RTI ACT, RELATING TO DISCIPLINARY MATTERS FOR INFORMATION AND COMPLIANCE (.) PLEASE ACK. RECEIPT (.)

NODAL OFFICER (RTI)

Copy to:-

1. IG(Admn.)/Appellate Authority for TCs of HP/SHQ Alwar (Raj.) along with a copy of CVC's above referred letter for similar necessary action please.
2. DIG(Admn.)/CPIO for TCs of HP/SHQ Alwar (Raj.) along with a copy of CVC's above referred letter for similar necessary action please.
3. All S.Os/Branch incharges, SSB FHQ along with a copy of CVC's above referred letter for similar necessary action please.

Handwritten signature: [Signature]
26/4/13
NODAL OFFICER (RTI)

RTI MATTER
MOST IMMEDIATE/OUT TODAY



सत्यमेव जयते



केन्द्रीय सतर्कता आयोग
CENTRAL VIGILANCE COMMISSION

सतर्कता भवन, जी.पी.ओ. कॉम्प्लेक्स,
ब्लॉक-ए, आई.एन.ए., नई दिल्ली-110023
Satarkta Bhawan, G.P.O. Complex,
Block A, INA, New Delhi 110023
CVC/RTI/Misc/10/002

सं./ No.

04.04.2013

दिनांक / Dated.....

Sub: Delhi High Court's decision in LPA No. 618/2012 dated 06.11.2012 in the matter of disclosure of information under the provisions of RTI Act, relating to disciplinary matters.

The attention of the CVOs concerned is drawn to the Judgement/Order passed by the Hon'ble High Court of Delhi dated 06.11.2012 in LPA No. 618/2012 in case of Union Public Service Commission Vs R. K. Jain, in which the issue of disclosure of information/documents under the provisions of RTI Act, pertaining to vigilance/disciplinary proceedings has been considered by the Hon'ble Court.

The Hon'ble Court in its Judgement, had observed that:

"The counsel for the respondent has argued that in the case before the Supreme Court the CIC itself had denied the information while in the present case CIC itself has allowed the information. To our mind the same is irrelevant. The counsel for the respondent has next sought to take us through the reasoning given by the learned Single Judge. However, in the light of the dicta aforesaid of the Supreme Court and which if applicable to the facts of the present case is binding on this Bench, we are not required to go into the correctness or otherwise of the reasoning given by the learned Single Judge. Faced therewith the counsel for the respondent has lastly contended that the appellants UPSC in the present case is not the employer of the officer Shri G.S. Narang, information pertaining to whom was sought and the principle laid down by the Supreme Court is applicable to the employer only. We however fail to see the difference. The ratio of the dicta aforesaid of the Supreme Court is that the disciplinary orders and the documents in the course of disciplinary proceedings are personal information within the meaning of Section 8(1)(i) and the disclosure of which normally has no relationship to any public activities or public interest and disclosure of which would cause unwarranted invasion of the privacy of an individual. Though the appellants UPSC is not the employer of Shri G.S. Narang, information pertaining to whom is sought by the respondent, but his employer had sought the advice/opinion/recommendation of the appellants UPSC in the matter of disciplinary proceedings against the said Shri G.S. Narang and we fail to see as to how it makes a difference whether the information relating to disciplinary proceedings is sought from the employer or from the consultant of the employer. What is exempt in the hands of the employer would certainly be exempt in the hands of consultant of the employer also. The advice given by the appellants UPSC would necessarily pertain to the disciplinary action against Shri G.S. Narang. Section 8(1)(j) exempts from disclosure personal information, irrespective of with whom it is possessed and from whom disclosure thereof is sought".

Contd...2...

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"The respondent at no stage set-up a case of the said personal information being required in public interest. In fact when we asked the counsel for the respondent as to what was the public interest in which the said personal information was sought, he replied by stating that an information seeker under the Act is not required to state the reasons for seeking the information. That being the position, the need for any discussion further on the said aspect does not arise"

"We therefore, following the dicta in *Girish Ramchandra Deshpande*, set aside the judgment dated 13th July, 2012 of the learned Single Judge and allow the writ petition preferred by the appellant UPSC, consequently setting aside the order dated 12th January, 2011 of the CIC"

3. The CVOs may bring the above quoted Judgment/Order of the Hon'ble High Court of Delhi to the notice of the all CPIOs/Appellate Authorities of their respective organization, who may take due cognizance of the same, while deciding the RTI Applications and Appeals relating to disclosure of documents/information pertaining to vigilance/disciplinary proceedings (including Orders of the Disciplinary Authority).

4. The complete decision of Hon'ble High Court of Delhi in the aforementioned case is available on its website, www.delhihighcourt.nic.in in downloadable form under the head "JUDGEMENTS".



[Rajiv Verma]
Under Secretary & 'Nodal' CPIO
Tele.:24651081

cc. All Chief Vigilance Officers.