

CENTRAL INFORMATION COMMISSION

2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066

Decision No. CIC/SB/C/2015/000013

Dated 23.09.2016

Complainant : Shri Harkrishan Das Nijhawan,
B6/69-A,
Safdarjung Enclave,
New Delhi-110 029.

Respondent : Central Public Information Officer,
Delhi Police, O/o the PIO,
Licensing Unit, 1st Floor, Police Station,
Defence Colony, New Delhi.

Date of Hearing : 23.09.2016

Relevant dates emerging from the complaint:

RTI application filed on : 02.06.2015

CPIO's reply : 30.06.2015

Complaint filed on : 03.07.2015

ORDER

1. Shri Harkrishan Das Nijhawan filed an application dated 02.06.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), O/o the PIO, Licensing Unit, Delhi Police seeking information on nine points pertaining to, inter-alia, certified copies of the lists relating to Arms License holder and dealer including the show cause notices issued to the Arms Licence holder/Arms & Ammunition dealers of Delhi from 01.01.2014 to 02.06.2015.

2. The complainant filed a complaint dated 03.07.2015 before the Commission on the grounds that the CPIO has declined him the information on flimsy ground while the similar information was provided to him in the years 2008, 2009 and 2013. The complainant further requested to award maximum penalties to the CPIO besides allowing him compensation and direct the respondent to provide him the requisite information.

Hearing:

3. The complainant Shri Harkrishan Das Nijhawan and the respondent Shri Ved Parkash, ACP (Licensing), Delhi Police were present in person.

4. The complainant submitted that he has been denied information on the ground that the information sought is exempted as the same relates to third party. The complainant further submitted that the similar information was provided in the years 2008, 2009 and 2013. The complainant further submitted that the respondent has denied information without following the procedure as mentioned under Section 11(1) of the RTI Act regarding disclosure of information relating to a third party.

5. The respondent submitted that the complainant had sought information regarding certified copies of the lists relating to Arms License holder and dealer including the show cause notices issued to the Arms Licence holder/Arms & Ammunition dealers of Delhi from 01.01.2014 to 02.06.2015. However, the same contains personal information of the third party and, therefore, the same is exempted from disclosure under Section 8(1)(j) of the RTI Act. The respondent further submitted that point wise information as per available record was provided to the complainant vide letter dated 30.06.2015. The respondent also stated that following the procedure of Section 11(1) of the RTI Act in the present case in order to seek the consent would disproportionately

divert the resources of the public authority as there are a large number of third parties involved in the present matter.

Decision:

5. The Commission, after hearing both the parties and perusing the records, observes that the respondent had denied information on point nos. 1-6 of the RTI application to the complainant on the ground that it pertains to personal information of third parties. The Commission, notes that the complainant has not been able to establish the larger public interest which would justify the disclosure of the information. Thus, the disclosure of information would cause unwarranted invasion of the privacy of the individual and hence, is exempted under Section 8(1)(j) of the RTI Act, 2005.

6. With these observations, the complaint is disposed of.

7. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer