

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000400

Dated 30.11.2016

Appellant : Shri Anil Trivedi,
Janak 10-11,
Chain Singh Ka Bagicha,
Indore,
Madhya Pradesh-452001.

Respondent : Central Public Information Officer,
O/o the D.C., Customs & Central Excise,
Division-I, Indore,
CGO Complex, A.B. Road,
Indore, Madhya Pradesh-452 001.

Date of Hearing : 30.11.2016

Relevant dates emerging from the appeal:

RTI application filed on : 11.02.2015

CPIO's reply : 13.03.2015

FAA's order : 28.05.2015

Second appeal filed on : 16.06.2015

ORDER

1. Shri Anil Trivedi filed an application dated 11.02.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), O/o Dy. Commissioner, Customs and Central Excise Division, Indore seeking information on the quantity of goods manufactured in Metric

Tons by M/s Indore Rolling Mills Pvt. Limited at its factory located at Indore from 01.04.2014 to 31.01.2015 as per returns filed by the company.

2. The appellant filed a second appeal dated 16.06.2015 before the Commission on the grounds that the CPIO, O/o Dy. Commissioner, Customs and Central Excise Division, Indore denied the information on the ground that the information sought relates to trade secrets and personal information of a third party, disclosure of which would harm the competitive position of the third party concerned and would also invade the privacy of the third party. Hence, the same is exempted from disclosure under Sections 8(1)(d) and (j) of the RTI Act, 2005 respectively. The appellant further requested the Commission to direct the CPIO to furnish the information since the same is extremely critical to ensure safety of residents living in the residential neighborhood of Shivaji Nagar and is in larger public interest and justifies disclosure of information.

Hearing on 30.11.2016:

3. Both the appellant Shri Anil Trivedi and the respondent were not present despite notice.

Interim Decision:

4. The Commission, observes that since both the parties are not present during the hearing, it would be judicious to grant one more opportunity to both the parties to present their case in order to effectively finalise the matter. Thus, the matter is adjourned to **30.12.2016 at 12.30 pm.**

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

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer