

CENTRAL INFORMATION COMMISSION
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Appeal No. CIC/KY/A/2016/000941
Appeal No. CIC/KY/A/2016/000946
Appeal No. CIC/KY/A/2016/000947
Appeal No. CIC/KY/A/2016/001125
Appeal No. CIC/KY/A/2016/001126

Appellant: Mr. Deepak
A.K.R.A, 87, Chitra lane Place road,
alwaye Ernakulam, Kernala- 683101

Respondent: Central Public Information Officer
M/o External Affairs. BM Divin.
Room No- 68 B, South Block, New Delhi.

Date of Hearing: 27.02.2017

Dated of Decision: 27.02.2017

ORDER

Facts:

Appeal No. CIC/KY/A/2016/000941

1. The appellant filed RTI application on dated 05.01.2016, seeking copy of all digital training material in CD or DVD format and the documents type, training material and name of the equipment used in the training courses conducted for the police, military or para-military of the government of Maldives and Sri Lanka.
2. The CPIO responded on 02.02.2016. The appellant filed first appeal dated 12.02.2016. The response of FAA is not on record. The appellant filed second appeal on 10.05.2016 before the Commission on the ground that information should be provided to him.

Appeal No. CIC/KY/A/2016/000946

3. The appellant filed RTI application on 04.01.2016, seeking copy of all digital training material in CD or DVD format and the documents type, training material and name of the equipment used in the training courses conducted for the police, military or para-military of the government of Mauritius, Madagascar and Seychelles.
4. The CPIO responded on 10.02.2016. The appellant filed first appeal dated 12.02.2016. The FAA responded on 21.03.2016. The appellant filed second appeal on 10.05.2016 before the Commission on the ground that information should be provided to him.

Appeal No. CIC/KY/A/2016/000947

5. The appellant filed RTI application on dated 04.01.2016, seeking copy of all digital training material in CD or DVD format and the documents type, training material and name of the equipment used in the training courses conducted for the police, military or para-military of the government of Nepal.
6. The CPIO responded on 01.03.2016. The appellant filed first appeal dated 12.02.2016. The FAA responded on 11.03.2016. The appellant filed second appeal on 10.05.2016 before the Commission on the ground that information should be provided to him.

Appeal No. CIC/KY/A/2016/001125

7. The appellant filed RTI application on dated 05.01.2016, seeking copy of all digital training material in CD or DVD format and the documents type, training material and name of the equipment used

in the training courses conducted for the police, military or paramilitary of the government of Myanmar and Bangladesh.

8. The CPIO responded on 16.01.2016. The appellant filed first appeal dated 12.02.2016. The FAA responded on 09.03.2016. The appellant filed second appeal on 10.05.2016 before the Commission on the ground that information should be provided to him.

Appeal No. CIC/KY/A/2016/001126

9. The appellant filed RTI application on dated 02.01.2016, seeking copy of all digital training material in CD or DVD format and the documents type, training material and name of the equipment used in the training courses conducted for the police, military or paramilitary of the government of Afghanistan.
10. The response of CPIO is not record. The appellant filed first appeal dated 12.02.2016. The response of FAA is not on record. The appellant filed second appeal on 10.05.2016 before the Commission on the ground that information should be provided to him.

Hearing:

11. Appellant participated in the hearing through video conferencing. Respondent was represented through his counsels, who were personally present in the hearing.
12. As all RTI applications are identical, both parties agreed to their hearing together.
13. Appellant stated that he had filed RTI applications on 02.01.2016, 05.01.2016 and 04.01.2016 and received replies from the CPIO on 02.02.2016, 10.02.2016, 01.03.2016 and 16.01.2016. Being aggrieved by the aforesaid responses, First appeal was filed by him on 12.02.2016. First Appellant Authority vide his orders dated 09.03.2016, 11.03.2016 and 21.03.2016 had disposed off the appeals but information was not provided to him.

14. Respondent referred RTI application dated 02.01.2016, 05.01.2016 and 04.01.2016 and stated that in Appeal No. CIC/KY/A/2016/000941 vide letter dated 02.02.2016 informed the appellant that their division has no information available pertain to the queries mention in RTI application. Respondent in Appeal No. CIC/KY/A/2016/000946 vide letter dated 10.02.2016 responded that the sought information with respect to Madagascar is not available with their office. Respondent further in Appeal No. CIC/KY/A/2016/000947 vide letter dated 01.03.2016 stated that the information sought is related to training courses conducted for the police, military or para-military personnel of the Nepal which cannot be provided under section 8 (1) (a). Respondent further in Appeal No. CIC/KY/A/2016/001125 vide their latter dated 16.01.2016 informed to the appellant that the information sought is closely related to the Ministry of Home Affairs.
15. Respondent further stated that disclosure of information sought in RTI application would prejudicially affect interest of the India and shall also impact relations with a foreign state. This information cannot, therefore, be provided.

Discussion/ observation:

16. The Commission observed that the information sought by the appellant in these five appeal cases is sensitive in nature and its disclosure attracts section 8 (1) (a) of the RTI Act.

Decision:

17. No further intervention of the Commission is required in the matter. The appeal is disposed of. Copy of the order be given to the parties free of cost.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar