

**CENTRAL INFORMATION COMMISSION**

2<sup>nd</sup> Floor, August Kranti Bhawan,  
Bhikaji Cama Place, New Delhi-110066

**Decision No. CIC/CC/A/2015/002170/SB**

**Dated 30.09.2016**

**Appellant** : Shri Rednam Deepak,  
Vijay Rama Residency,  
Flat No.302, Narasimha Nagar,  
Visakhapatnam, A.P.-530 024.

**Respondent** : Central Public Information Officer,  
Central Vigilance Commission,  
Satarkta Bhawan, GPO Complex,  
Block A, INA, New Delhi-110023.

**Date of Hearing** : 30.09.2016

**Relevant dates emerging from the appeal:**

RTI application filed on : 24.12.2014

CPIO's reply : 15.01.2015

First appeal filed on : 23.01.2015

FAA's order : 25.02.2015

Second appeal filed on : 15.03.2015

**ORDER**

1. Shri Rednam Deepak filed an application dated 28.11.2014 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Central Vigilance Commission (CVC) seeking information on five points pertaining to certified copies of 12 cases against Visakhapatnam Port Trust (VPT) as to First Stage Advice issued by the CVC.

2. The appellant filed a second appeal dated 15.03.2015 before the Commission because he is not satisfied with the reply of CPIO. The CPIO has given evasive reply under the RTI Act. The appellant requested the Commission to direct the respondent to provide certified copies of related documents as per the RTI application dated 24.12.2014 pertaining to point nos.1-3.

**Hearing:**

3. The appellant Shri Rednam Deepak attended the hearing through video conferencing. The respondent Shri P. Sarkar, Section Officer, CVC was present in person.

4. The appellant submitted that information on point nos. 1 and 2 of his RTI application has not been provided on the grounds that the information sought relates to disciplinary proceedings against a third person. Hence, is exempted from disclosure under Section 8(1)(h) and 8(1)(j) of the RTI Act.

5. The respondent submitted that the appellant was informed that the information sought relates to disciplinary proceedings against third persons, which is considered as personal information and hence is exempt from disclosure under the provisions contained in 8(1)(j) of the RTI Act as held by Hon'ble High Court of Delhi in its decision in LPA No. 618/2012 in the case of UPSC Vs R.K. Jain. The respondent further submitted that the FAA vide order dated 25.02.2015 had upheld the reply of the CPIO.

**Decision:**

6. The Commission, after hearing submissions of both the parties and perusing the records, finds no grounds to interfere with the order of the FAA dated 25.02.2015. Hence, no further action is required in the matter.

7. With the above observations, the appeal is disposed of.

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

**(Sudhir Bhargava)**  
**Information Commissioner**

**Authenticated true copy**

**(V.K. Sharma)**  
**Designated Officer**