

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
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Appeal No. CIC/VS/A/2015/003305

Appellant: MD Sadiq
Ishwarpura Ward, Katni,
Teh & Distt. Katni
Madhya Pradesh

Respondent: Central Public Information Officer
DRM, Western Central RLY, RTI Cell,
Jabalpur, MP.

Date of Hearing: 29.12.2016
Dated of Decision: 29.12.2016

ORDER

Facts:

1. The appellant filed RTI application dated 22.06.2015 seeking information regarding search operation conducted by Railway Protection Force in his shop of scrap on 11.06.2015 including copy of Roznamcha, search report etc.
2. The CPIO responded on 24.06.2015, 10.07.2015. The appellant filed first appeal on 27.07.2015 with the First Appellate Authority (FAA). The FAA responded on 18.08.2015. The appellant filed appeal on 16.10.2015 before the Commission with the plea that the sought for information has not been provided to him.

Hearing:

3. The respondent participated in the hearing. The appellant did not participate in the hearing.
4. The respondent stated that the appellant has been replied to vide letter dated 10.07.2015 stating that the sought for information contained very sensitive information of RPF personnel and cannot be provided. The respondent stated that the Court had issued arrest warrant against the

appellant which is yet to be executed. Hence, the disclosure of the information may affect the investigations of the case.

Discussion/ observation:

5. Information, as sought, is not secret in nature and ought to be provided. No response has been given as to why this information is sensitive for RPF personnel or how it can adversely impact investigation. The sought for information can be given using severance clause under section 10 of the RTI Act.

Decision:

6. The respondent is directed to provide to the appellant information in the context of the RTI application as stated para 5 above within 30 days of this order.

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