

Central Information Commission, New Delhi
File No. CIC/SH/A/2016/000079
Right to Information Act-2005-Under Section (19)

Date of hearing : 16th January 2017

Date of decision : 16th January 2017

Name of the Appellant : **SHRI NARENDRA GUPTA**
B-518, B. G. TOWER, DELHI
DARWAJA, SHAHIBAGH ROAD,
AHMEDABAD, GUJARAT-380004

Name of the Public Authority/Respondent : **CENTRAL PUBLIC INFORMATION OFFICER,**
BANK OF BARODA
AHMEDABAD CITY REGION, 3RD FLOOR,
BANK OF BARODA TOWERS,
OPPOSITE LAW GARDEN,
ELLISBRIDGE, AHMEDABAD,
GUJARAT- 38 0006

RTI Application filed on : 01/08/2015

CPIO replied on : 24/08/2015

First Appeal filed on : 16/09/2015

First Appellate Authority order on : 14/10/2015

2nd Appeal received on : 28/12/2015

The Appellant was not present.

On behalf of the Respondents, Shri Jayesh Parmar, Legal Manager was present at the NIC Studio, Ahmedabad.

Information Commissioner : **Shri Sharat Sabharwal**

Information sought

This matter concerns an RTI application filed by the Appellant, seeking information on sixteen points regarding details of “fraudulent loans” given by the branches of the Respondent Bank in Ahmadabad city, names of the persons who availed of such loans, list of such loans, segment-wise details of such loans for the last ten years, details of

the officers who had sanctioned such loans, action initiated against officers, addresses of persons who availed of loans, list of the officers against whom complaints were lodged and related issues.

The CPIO reply

The CPIO expressed his inability to provide the information, stating that its collection would divert the resources of the bank from their core work.

Grounds of the First Appeal

Not satisfied with the reply given by the CPIO.

Order of the First Appellate Authority

The FAA upheld the CPIO's reply and also stated that the details demanded were related to third parties, which the bank could not disclose without their consent.

Grounds of the Second Appeal

Information sought not provided.

Relevant facts emerging during the Hearing, Discussion and Decision

The Appellant was not present in spite of a written notice having been sent to him. The Respondents reiterated the reply of the CPIO in which he expressed the inability of the Respondents to provide the information as its collection would disproportionately divert their resources from their work. The representative of the Respondents stated that the elaborate information sought by the Appellant is not kept in a compiled form and reiterated the CPIO's reply. In response to our query, he

submitted that the information sought is in respect of eighty seven branches of the bank in Ahmedabad.

2. We have considered the records and the submissions of the Respondents and note that the Appellant indeed sought elaborate information under sixteen points which, according to the Respondents, is not kept in a compiled form. We agree with the Respondents that the compilation of this information would disproportionately divert their resources from their day to day work. Further, we note that the Appellant has also sought information regarding the action taken by the bank against its officials in respect of matters of corruption. Such information is exempted from disclosure under Section 8 (1) (j) of the RTI Act in view of the Supreme Court judgment dated 3.10.2012 in Girish Ramchandra Deshpande Vs. Central Information Commissioner & Ors. [Special Leave Petition (Civil) No. 27734 of 2012]. The Appellant has not established any larger public interest for disclosure of this information to him.

3. In the light of the foregoing, we would not interfere with the decision of the Respondents to deny the information in this case.

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

5. Copies of this order be given free of cost to the parties.

Sd/-
(Sharat Sabharwal)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

(Vijay Bhalla)
Deputy Registrar