

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
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Appeal No. CIC/KY/A/2016/000452

Appellant: Mr. Om Parkash,
R/o. Vill/PO-Seria, Tehsil-Beri,
Distt. Jhajjar,
Haryana

Respondent: Central Public Information Officer
JS, M/o. E.A., CPV Division,
O/o. Chief Passport Officer,
Patiala House Annexe,
Tilak Marg,
New Delhi-110001

Date of Hearing: 01.03.2017

Dated of Decision: 01.03.2017

ORDER

Facts:

1. The appellant filed RTI application dated 22.08.2015 seeking information regarding the procedure followed for the renewal of the passport and specifically renewal of passport No. M-4937435 of Mr. Ankit, etc.
2. The response of CPIO is not on record. The appellant filed First Appeal dated 27.09.2015 with First Appellate Authority (FAA). The response of FAA is not on record. The appellant filed second appeal on 16.03.2016 before the Commission on the ground that information should be provided to him.

Hearing:

3. The appellant participated in the hearing through VC. The respondent was represented through counsel who was personally present in the hearing.

4. The appellant referred to his RTI application dated 22.08.2015 and stated that no information was provided to him by the respondent.

5. The appellant stated that Mr. Ankit is a married person and many criminal cases are pending against him in different Hon'ble Courts and he has also remained in jail and police custody. The appellant further stated that Mr. Ankit may leave the country using his renewed passport which seems to have been issued to him with concealment of the facts and without proper verification of the facts/FIR, etc.

6. The appellant referred to a newspaper article of May, 2012 which indicates that the CIC may give passport details of a third party.

7. The respondent referred to the CPIO's reply dated 14.09.2015 and stated that they have informed the appellant that the information sought by him is a third party information. He further stated that the Hon'ble Delhi High Court in three judgments has dealt with the contours of what constitutes personal information of a third party. The three cases are as follows:

- a. Union of India Vs. R. Jayachandran [W.P.(C) 3406/2012]
- b. Ministry of External Affairs Vs. D.K. Pandey [W.P.(C) 8915/2011]
- c. Ministry of External Affairs Vs. K.K. Dharman[W.P.(C) 410/2012]

The respondent stated that the Hon'ble Delhi High Court while deciding the above three cases by a common judgment has inter alia ordered that information connected with the passport/passport application details of any individual/documents submitted with passport application form and information connected therewith, being personal information, cannot be disclosed to a third party under the RTI Act.

Discussion/ observation:

8. The action/steps taken by the respondent in dealing with the RTI application is satisfactory, as information sought by the appellant is a third party information which is exempted under Section 8(1)(j) of the RTI Act.

Decision:

9. 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