

**Central Information Commission**  
**Appeal No. CIC/WB/A/2007/01233-SM dated 13.06.2007**  
**Right to Information Act-2005 – Under Section (19)**

**Dated 30.10.2008**

**Appellant – Shri Girish Chandra**

**Respondent – Principal Controller of Defence Accounts (Pensions),  
Allahabad.**

**ORDER**

This is an appeal filed by Shri Girish Chandra against the order of the First Appellate Authority dated 9.7.2007. His appeal dated 17.9.2007 was received in the Commission on 1.10.2007 and got transferred to us in September, 2008. The brief facts of the case are as under.

2. Shri Girish Chandra had approached the CPIO in the Office of the Principal Controller of Defence Accounts (Pensions), Allahabad by his letter dated 20.4.2007 seeking copies of various communications concerning the payment of pension and other dues to Shri Gulab Shah, Shri Hans Raj and Shri S.M. Srivastava. The CPIO, in his reply dated 18.5.2007, stated that the information sought related to third party and was in the nature of personal information, the disclosure of which had no relationship to any public activity or interest and would cause unwarranted invasion of the privacy of the individual as provided under Section 8(1)(j) of the Right to Information Act and, therefore, could not be disclosed. He also informed in the same letter that part of the information was not available with the public authority.

3. Against this reply of the CPIO, Shri Girish Chandra filed an appeal with the PCDA (P) on 8.6.2007. In his appeal, he argued that the information sought, though pertained to certain individuals, had implications for the Housing Society and the Thrift and Credit Society of the CDA (P), thus, had relation to public activity or interest. The Appellate Authority decided the case on 9.7.2007. He provided copies of letters/PPO as sought by the Appellant in his original application. The Appellate Authority also invited the Appellant to inspect the relevant records available in the Office of the Public Authority, if he so desired.

**DECISION**

4. Dissatisfied with the decision of the Appellate Authority, Shri Girish Chandra has approached this Commission in the second appeal. In his appeal before us, he has not offered any new argument and has mostly reiterated what he had already raised before the CPIO and the First Appellate Authority. After

perusing the appeal and the orders of the CPIO and the First Appellate Authority, we are of the view that the information which was available with the public authority namely copies of letters / PPO, sought by the Appellant at para 1,2 and 3 of his letter dated 20.4.2007 to the CPIO have already been provided to him (vide para 4 of the order of the First Appellate Authority dated 9.7.2007). Besides, the First Appellate Authority had even invited him to inspect the relevant records in this connection. It is not clear from the appeal if the Appellant accepted the invitation and inspected the records with regard to the information relating to the correspondence of the CCDA (P) with Shri S. Jankiram Singh as in the letter dated 17.8.1995. Normally, since all information available with the public authority has already been provided to the appellant, and that the Appellate Authority had also invited the Appellant to inspect the records, we would have dismissed this appeal. However, in view of the fact that the Appellant has contested the information provided to him by way of copies of PPOs, we remand this case to the First Appellate Authority with the direction that he should reconsider the matter, after giving a hearing to the Appellant, and ensure that copies of the exact information sought by him are provided to him. This should be carried out within 10 working days from the receipt of this order and compliance sent to the Commission.

5. The appeal is thus disposed off. Copies of this order be given free of cost to the parties.

Sd/-  
**(Satyananda Mishra)**  
**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.

Sd/-  
**(Vijay Bhalla)**  
Assistant Registrar