



Jarnail Singh  
S/o Sh. Thakar Singh,  
23/14, Anand Nagar – B,  
Tripri, Paiala - 147001(Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The Director,  
Local Government, Punjab,  
Punjab Municipal Bhawan,  
Sector 35 - A, Plot No. 03, Chandigarh

First Appellate Authority,  
O/o The Director,  
Local Government, Punjab,  
Punjab Municipal Bhawan,  
Sector 35 - A, Plot No. 03, Chandigarh

...Respondents

### Appeal Case No. 3894 of 2020

Present : None on behalf of the appellant.  
Sh. Mannveer Singh, Senior Assistant (LG-1 Branch), on behalf of the respondent.  
Sh. Harkiranpal Singh. S. E., Municipal Corporation, Ludhiana ('Third Party'  
himself)

#### ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 27.06.2020. First appeal is dated 21.09.2020. Second  
appeal has been received in the Commission on 07.12.2020.

On the last date of hearing, held on 21.06.2021,

- i) Sh. Manveer Singh, Senior Assistant-cum-APIO, LG - I Branch, stated that at point no. 02 of the RTI request is ready and at point no. 03 of the RTI request, copies of service book of four employees of the Municipal Corporation, Ludhiana and they (four employees) had denied to disclose their information to anyone.
- ii) Sh. Harkiranpal Singh. S. E., Municipal Corporation, Ludhiana ('Third Party' himself) one of the four employees of the Municipal Corporation, Ludhiana, regarding whom information is demanded through RTI request and through a letter dated 10.05.2021 (received in the Commission through an e-mail) has requested the Commission to give him an opportunity to plead the case.
- iii) The appellant was not present and an opportunity was given to the appellant to represent this case in person on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' to clear the facts of the case.
- iv) The respondent PIO was also directed to remain present in person on the date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' to clear the facts of this case.

The appellant, Sh. Jarnail Singh, is not present in today's hearing.

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Sh. Mannveer Singh, Senior Assistant (LG-1 Branch), who appeared on behalf of the respondent PIO in today's hearing, states that information at point no. 03 of the RTI request is regarding copies of service book of four employees of the Municipal Corporation, Ludhiana, which is third party 'information, moreover, through Para 59 of Decision dated 13.11.2019, the Hon'ble Supreme Court of India has defined 'Personal Information' under RTI Act, 2005 in a Civil Appeal no. 10044 of 2010 titled Central Public Information Officer, Supreme Court of India Vs. Subash Chander Agarwal and relevant part of the 'para 59' has been forwarded by Under Secretary to Government of Haryana, Department of Administrative Reforms vide letter dated 05.01.2021, which has been forwarded to the Commission vide letter no. 307 dated 23.03.2021. It has been received in the Commission vide Diary no. 7682 dated 05.04.2021, which is placed in the case-file.

Sh. Harkiranpal Singh. S. E., Municipal Corporation, Ludhiana ('Third Party' himself) one of the four employees of the Municipal Corporation, Ludhiana, regarding whom information has been demanded through RTI request, is present in today's hearing.

As through Para 59 of Decision dated 13.11.2019, the Hon'ble Supreme Court of India, in Civil Appeal no. 10044 of 2010 titled Central Public Information Officer, Supreme Court of India Vs. Subash Chander Agarwal, has defined 'Personal Information' under RTI Act, 2005 and the relevant operative part of the Judgment is reproduced below ;

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*“Reading of the aforesaid judicial precedents, in our opinion, would indicate that personal records, including name, address, physical, mental and psychological status, marks obtained, grades and answer sheets, are all treated as Personal Information. Similarly, professional records, including qualification, performance, evaluation reports, ACRs, disciplinary proceedings etc. are all Personal Information’ . Medical records, treatment, choice of medicine, list of hospitals and doctors visited, findings recorded, including that of the family members, information relating to assets, liabilities, income tax returns, detail of investments, lending and borrowing, etc. are Personal Information’ . Such ‘Personal Information’ is entitled to protection from unwarranted invasion of privacy and conditional access is available when stipulation invasion ‘Larger Public Interest’ is satisfied. This list is indicative and not exhaustive.”*

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After examining the documents placed in the case-file, it is found that information sought for by the appellant through his RTI request is 'personal information' in nature and the appellant is also not present during the hearing to clarify the fact that what public interest is involved in the disclosure of information (demanded through RTI request) in this case, hence, the above-mentioned appeal is not maintainable and dismissed.

In view of all the above, the instant appeal-case is announced as closed.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner  
Punjab

Date : 6<sup>th</sup> September, 2021



Navjit Singh  
S/o Sh. Karam Singh,  
V.P.O. – Manochahal Kalan,  
Teh. & Distt. – Tarn Taran - 143401 (Punjab)

....Appellant

V/s

Public Information Officer,  
O/o The District Education Officer(Elem.),  
Tarn Taran (Punjab)

First Appellate Authority,  
O/o The Director,  
Public Instructions (Elem.) Pb.,  
P.S.E.B. Complex, Sector 68,  
S.A.S. Nagar (Mohali) (Punjab)

...Respondents

### Appeal Case No. 3892 of 2020

Present : None on behalf of the appellant.  
Ms. Reena Sharma, Junior Assistant-cum-APIO, on behalf of the respondent.

#### ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 01.07.2020. First appeal is dated 15.10.2020. Second appeal has been received in the Commission on 07.12.2020.

On the last date of hearing, held on 21.06.2021,

- i) Ms. Reena Sharma, Junior Assistant-cum-APIO, stated that the requisite information of 78 pages, after removing the deficiencies, which were pointed out by the appellant, was sent to him vide letter no. 52352-53 dated 10.05.2021.
- ii) An opportunity was given to the appellant to confirm whether he has received the information sent to him vide letter dated 10.05.2021 or the case would be decided on merits.

Ms. Reena Sharma, Junior Assistant-cum-APIO, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information of 78 pages, after removing the deficiencies, has been supplied to the appellant vide letter no. 52352-53 dated 10.05.2021 and after that the appellant has not pointed out any deficiency till date.

The appellant, Sh. Navjit Singh was absent on the hearings, held on 24.03.2021 and 21.06.2021. He is again absent from today's hearing without any intimation to the Commission. He has neither pointed out any deficiency in the information supplied to him, to the respondent-PIO, nor approached the Commission with any contrary claim in that regard.

In view of the above, it is assumed that the appellant has received the required information and is satisfied with the same, hence, the case is announced as disposed of and closed.

Copies of the orders be sent to the parties.

Date : 6<sup>th</sup> September, 2021

(Sanjiv Garg)  
State Information Commissioner  
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'