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12/8/21

1/225467/2021

File No.DGRPG-GR10RTI(OTHR)/14/2021-GR-1



No.4/5/2021-4GR1/1/225467/2021  
Government of Punjab  
Department of Governance Reforms & Public Grievances  
(Governance Reforms-1 Br.)

Dated, Chandigarh the 09/08/2021

To

- (i) All Head of Departments in the State
- (ii) All the Divisional Commissioners in the State
- (iii) All the Deputy Commissioners in the State
- (iv) Registrar, Punjab & Haryana High Court
- (v) All the Sub Divisional Magistrates in the State.

Subject : Decision dated 13-11-2019 of Hon'ble Supreme Court of India, in Civil Appeal No.10044 of 2010 titled in Central Public Information Officer, Supreme Court of India Vs. Subbash Chandra Agarwal- Regarding Right to Information Act, 2005.

Sir/Madam,

I am directed to address you on the subject cited above and to say that Hon'ble Supreme Court of India in Para 59 of the above referred case has defined 'Personal Information' under the Right to Information Act, 2005. The relevant part of the Judgment is reproduced below :-

xxx xxx xxx

"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, details 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 of larger public interest is satisfied. This list is indicative and not exhaustive"

xxx xxx xxx

2. You are, therefore, requested to bring in the notice of all concerned Public Information Officers under your control for compliance.

Yours Faithfully

Rajinder Kaur  
(Rajinder Kaur)

Under Secretary Governance Reforms

Diary No. CIC/1328  
Date: 16/8/21

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A copy is forwarded to All the Special Chief Secretary, Additional Chief Secretaries, Financial Commissioners, Principal Secretaries and Administrative Secretaries to Govt. of Punjab for information and necessary action pl.

Rajinder Kaur  
Under Secretary

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To

All the Special Chief Secretary, Additional Chief Secretaries,  
Financial Commissioners, Principal Secretaries and  
Administrative Secretaries to Govt. of Punjab.

I.D No.4/5/2021-4GR1/1/22 5467/2021

Dated, Chandigarh the 09/08/2021

RAJINDER KAUR, US(RK)-DGR & PG, O/o UNDER SECRETARY  
09/08/2021