

Central Information Commission
File No.CIC/SM/A/2009/001237 dated 06-05-2009
Right to Information Act-2005-Under Section (19)

Dated: 9 June 2010

Name of the Appellant : Shri Debashish Dutta
Van De Graff Building,
N.P.D., BARC, Trombay,
Mumbai.

Name of the Public Authority : CPIO, Bhabha Atomic Research Centre,
Central Complex, 3rd Floor,
BARC, Trombay,
Mumbai - 400 085.

The Appellant was present in person.

On behalf of the Respondent, Shri Goverdan Rao, CPIO was present.

2. In this case, the Appellant had, by his letter dated 6 May 2009, requested the CPIO for the copies of all his ACRs (Annual Confidential Reports). In his reply dated 22 May 2009, the CPIO declined his request on the ground that the ACRs were confidential and personal and, thus, exempted from disclosure under Section 8 (1) (j) of the Right to Information (RTI) Act. Against the order of the CPIO, the Appellant approached the Appellate Authority. In his order dated 16 June 2009, the Appellate Authority endorsed the stand of the CPIO. It is against this order that the Appellant has preferred a second appeal in the CIC.

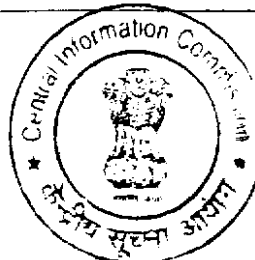
3. We heard this case through videoconferencing. Both the parties were present in the Mumbai studio of the NIC. We heard their submissions. The Appellant specified that he wanted to see only the ACRs in which he was graded below normal. The Respondent readily agreed to show those ACRs to the Appellant. We, therefore, direct the CPIO to provide the copies of those ACRs in which the Appellant has been rated below normal, that is, the

CIC/SM/A/2009/001237

05/595
352

AP/D

व.क.व. / H.P.D.	
क्र.सं. / No.	157338
दिनांक / Date	21/6/10



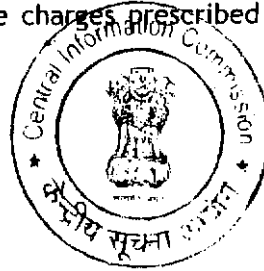
785
23-6-2010

benchmark fixed for promotion(s), within 10 working days from the receipt of this order.

4. With the above direction, the appeal is disposed off.
5. Copies of this order be given free of cost to the parties.

(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.




(Vijay Bhalla)
Assistant Registrar