

Before the Registrar of Cooperative Societies-cum-First Appellate Authority
Under the Right to Information Act, 2005.

First Appeal No.9 /2021

Present: Thiru L.MOHAMED IMANSOOR

Registrar of Cooperative Societies–cum-First Appellate Authority.

C.H.Balamohan
Vaiju Villa,
2, Thazhai Street,
Solai Nagar,
Puducherry- 605 003

> >>>> Appellant

Vs

The Managing Director – cum - Public Information Officer,
The Pondicherry Coop. Milk Producer's Union Ltd., No.P.1,
Vazhudavoor Road,
Kurumampet
Puducherry – 605 009

>>>>> Respondent

ORDER

(Issued under Section 19 of the Right to Information Act, 2005)

The appellant submitted an application dated 15-03-2021, under Section 6 of the Right to Information Act, 2005, (hereafter “the Act”) to the respondent and sought for certain information from the respondent-society. The respondent – society refused to provide the required information, vide its letter dated 12.04.2021, wherein it was informed that, the information sought for is “Personal information of employees”, which is exempted under the said Act. It was also informed that, the applicant did not disclose larger public interest to seek the required information.

2. Aggrieved by the negative response, the appellant filed this first appeal dated 07.05.2021.

3. The response of the respondent was called for, vide notice dated 03.06.2021. The respondent furnished his response, vide letter dated 11.06.2021, (**Copy enclosed**) wherein its earlier stand is reiterated, based on the decision made by Central Information Commission, (hereafter “CIC”) in Appeal No. CIC/LICOI/A/2017/128565-BJ dated 12.10.2017.

4. On perusal, it is found that, the required information relates (a) to the four employees of the respondent-society, pertaining to their engagement, regularization of services and promotion to higher grade, and related file noting for change of designations; (b) Copies of the R.R for the post of operator given to the above 4 employees. In the appeal, the appellant alleged that, the then management committed grave irregularities in staff matters. In this regard, it is observed that an employee, who is aggrieved by the action of his employer, can have a legal right to redress his grievances. In addition, the appellant failed to establish his contention that the required information is needed in larger public interest. Therefore, the reply made by the respondent in respect of the information sought at Sl.No.1 and 2 by the appellant in his application dt.15-03-2021, is not covered under the said Act for its disclosure, as held by the Apex Court as well as by the decision made by the CIC, is found to be valid.

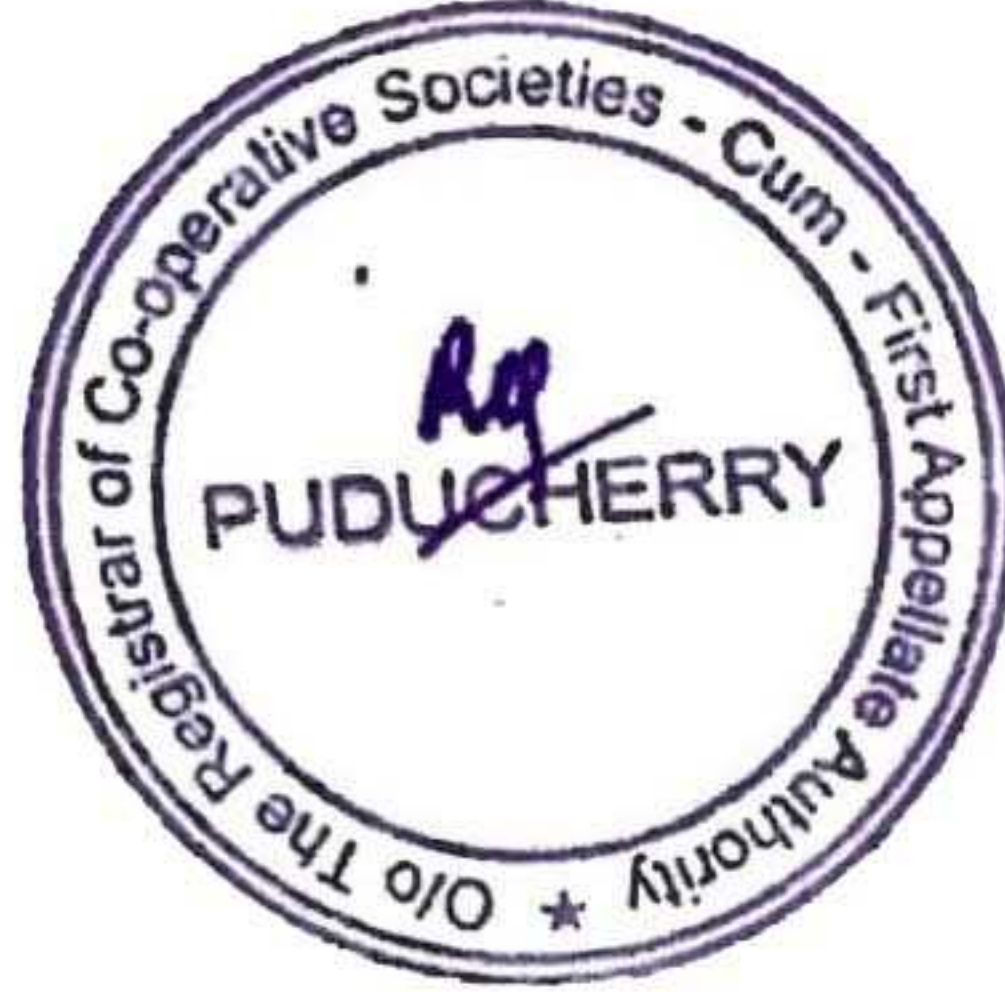
5. However, the application of the said exemption by the respondent in respect of the information sought at Sl.No.3 by the appellant in his application dt.15.03.2021, is not found valid. Hence, the respondent is directed to provide the information sought for, at Sl.no.3 of his application dated 15.03.2021, to the appellant, within fifteen(15) days from the date of receipt of this order, at free of cost.

6. With the above directions, this appeal is disposed of.

7. If aggrieved by this decision, a 2nd Appeal may be filed, under Section 19(3) of the Act, within 90 days, with the 2nd Appellate Authority, whose address is given below:

Central Information Commissioner
Room No.30/5.II Floor, "B" Wing, August Kranti Bhavan
Bhikaji Cama Place, NEW DELHI-110 066.

Dated at Puducherry on the 29th day of June, 2021




(L. MOHAMED MANSOOR)
Registrar of Cooperative Societies-cum-
First Appellate Authority

To:

1. The Appellant. (Along with a copy of the respondent's response dt.11.06.2021)
2. The Respondent.
- ✓ 3. The Web Editor, Cooperative Dept., Puducherry.
4. Stock File 2021.

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