

**BEFORE THE REGISTRAR OF CO-OPERATIVE SOCIETIES-CUM-
FIRST APPELLATE AUTHORITY UNDER THE
RIGHT TO INFORMATION ACT, 2005**

FA/8/2018

**Present : Dr. A.S. SIVAKUMAR
Registrar of Co-operative Societies-cum-
First Appellate Authority**

P. Ragupathy,
94 - B, Eswaran Koil Street,
Puducherry - 605 001.

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Appellant

Vs.

The Managing Director-cum-The Public Information Officer,
The Pondicherry Central Co-operative Processing Supply & Marketing
Society Ltd., No. P. 31,
Industrial Estate,
Thattanchavady,
Puducherry - 605 009.

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Respondent

ORDER

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

Impugning over denial of information to four out of six questions to his application dated 14.3.2018, the appellant herein has preferred this first appeal invoking Section 19 of the Right to Information Act, 2005 (for easy reference the 'Act'). In his application dated 14.3.2018, the applicant / appellant requested information regarding the employees and the sales outlet of the Pondicherry Central Co-operative Processing Supply and Marketing Society Ltd., No.P. 31 (hereinafter the 'society'). The society furnished information, vide letter dated 13.4.2018.

2. According to the appellant, the denial of information to question Nos. 1 to 4 was unjust. The appeal was taken on file and the response from the respondent was obtained. A copy of the response is forwarded to the appellant.

3. In query No.1, the applicant / appellant sought information on the name of the employees of the society, their address, year of appointment, designation and monthly salary. To this, the respondent informed that such information would fall under Section 8(j) (sic) of the Act and cannot be divulged without the consent of the individuals. However, the respondent furnished the category of employees and the scale of pay attached to such post.

4. It is beyond comprehension how the name of the employees, their designation and salary would fall within the sweep of 'personal information' and protected under Section 8(j) of the Act. Such information is to be provided under proactive disclosure and hosted in the website of the respondent society, as provided under Section 4 of the Act. The respondent, is, therefore, directed to provide this information to the appellant. Of course, the residential address of the employees would fall under 'personal information' and hence exempted from disclosure.

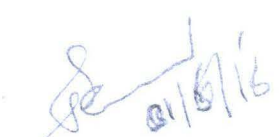
5. To the second question on regularization of daily rated employees, the respondent once again relied on Section 8(j) of the Act which is erroneous and hence the information to be provided to the appellant.

6. The copy of the regularization order is to be made available to the appellant, as sought for under question No.3. Similarly, the copy of the Recruitment Rule shall also be provided. The reasons quoted by the respondent for denial of such information is quite inappropriate. The respondent shall provide this information at free of cost within 10 days from the date of receipt of this order.

7. The appeal stands allowed accordingly.

8. A second appeal against the decision shall be with the Central Information Commission, Room No. 305, 2 nd Floor, B wing, August Kranti Bhavan, Bhikaji Cama Place, New Delhi - 110 066, within ninety (90) days, as provided under Section 19(3) of the Act.

Dated, the¹⁵ June, 2018


(Dr. A.S. SIVAKUMAR)
REGISTRAR OF CO-OPERATIVE SOCIETIES

To
The parties