

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Sector 16, Chandigarh.

Ph. 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Sh. Bheem Sain

#640, First Floor, Sector 7,

Panchkula

M: 941742227

...Appellant

V/s

Public Information Officer,

O/o Punjab Police Academy,

Phillaur, Distt Jalandhar

First Appellate Authority,

O/o ADGP-Cum-Director,

Maharaja Ranjit Singh

Punjab Police Academy,

Phillaur, Distt Jalandhar

....Respondents

Appeal Case No. 4409 of 2025

ORDER

This order may be read with reference to the previous order dated 16.04.2026 vide which the order was reserved to be pronounced later on.

2. The appellant sought the following information:

- “1. Certified copy of order vide which Smt. Reena Dua, PRTC Jahan Khelan has been posted temporarily at SAS Nagar.
2. Certified copy of order vide which Smt. Reena Dua has been posted at Bureau of investigation Punjab Police Headquarters, sector-9, Chandigarh.”

3. Due to non-satisfaction, he filed the first appeal before the First Appellate Authority and thereafter, he filed second appeal before the Commission. Accordingly, a notice of hearing was issued to the parties for hearing on 16.04.2026. To meet the ends of justice, the case was adjourned number of times.

4. On receipt of the RTI application, the respondent denied the information sought on the grounds that the same relates to third party and under Section 11 of the RTI Act, 2005, and on the basis of the written submissions made by third party who was submitted that the information sought is her personal information and should not be disclosed to the appellant.

5. Also, the First Appellate Authority passed the order that the information covered under Section 8 (1) (j) and 11 and denied the request of the appellant to provide the information.

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph. 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Appeal Case No. 4409 of 2025

6. After issuing the notice of hearing and during the proceedings, the respondent filed the reply and the relevant portion of the same is as follows:

- “1. That the appellant/applicant had filed RTI application dated 03-04-2025 under Right to Information Act to the office of Public Information Officer-cum-Commandant-cum-Deputy Director (Administration), Punjab Police Academy, Phillaur about different posting orders of Smt. Reena Dua District Attorney (Legal), office of Director BOI, Punjab, which was received in this office on 07.04.2025. Copy of the application is appended herewith as Annexure R-1.
2. That finding the information sought by the appellant/applicant being third party information, a notice bearing no. 91 RTI/LIT/D dated 09.04.2025 was given to Smt. Reena Dua asking her to make a submission if the information should be disclosed to the applicant. Copy of the notice is appended herewith as Annexure R-2
3. That Smt. Reena Dua vide memo no. 361/Reader/DA(Legal) dated 17.04.2025 has written that the information sought by the appellant/applicant is her personal information, which may not be disclosed to him. Copy of the memo is appended herewith as Annexure R-3
4. That the office of Public Information Officer-cum-Commandant-cum Deputy Director (Administration), Punjab Police Academy has disposed of the application moved by the appellant/applicant vide order no. 114/RTI/LIT/D Dated 28-04-2025 and it was sent to the appellant/applicant through registered post. The application was rejected on the ground that the information sought by appellant/applicant relates to third party and it cannot be provided to the appellant/applicant. Copy of the order dated 28-04-2025 is appended herewith as Annexure R-4. Copy of the registered post is appended herewith as Annexure R-5.
5. That the appellant/applicant had filed First Appeal dated 26-05-2025 to the office of First Appellate Authority-cum-Director Punjab Police Academy, Phillaur which was received in this office on 04-06-2025. Copy of the appeal is appended herewith as annexure R-6.
6. That the First Appellate Authority has decided the appeal of the vide no. order appellant 13-06-2025 vide which the 183-184/RTI/Lit/D dated by the appeal filed appellant/applicant was dismissed on the ground that the information sought by the appellant/applicant is a personal information related to third party and its discloser would have no relationship to any public activity and there is no larger public interest in disclosing the same.. Copy of order is being appended herewith as annexure R-7.

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph. 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Appeal Case No. 4409 of 2025

7. *That the appellant/applicant sought information in point no. 1 and 2 of the RTI application regarding copy of order vide which Smt. Reena Dua, PRTC Jahan Khelan has been posted temporarily at SAS Nagar and then posted at Bureau of Investigation Punjab Police Headquarters, Sector-9, Chandigarh respectively.*
8. *That section 8(1) (j) of the RTI Act 2005 provides as under.*
 1. *Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen.*
 - (i) *"information which relates to personal information the disclosure of which has not relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information Officer or the State Public Information Officer or the appellate authority, as the case may be, is satisfied that the larger public interest justifies the disclosure of such information..."*
9. *In case Civil Appeal No.22 of 2009 titled as Canara Bank Vs C.S Shyam and another, the information was sought regarding transfer and posting orders of the clerical staff of a bank. It has been held by the Hon'ble Supreme Court of India vide judgment dated 31.08.2017 as under.*

It is for the reasons that, firstly, the information sought by respondent No.1 of individual employees working in the Bank was personal in nature; secondly, it was exempted from being disclosed under Section 8(1) of the Act and lastly, neither respondent No.1 disclosed any public interest much less larger public interest involved in seeking such information of the individual employee and nor any finding was recorded by the Central Information Commission and the High Court as to the involvement of any larger public interest in supplying such information to respondent No.1.

It is for these reasons, we are of the considered view that the application made by respondent No. 1 under Section 6 of the Act was wholly misconceived and was, therefore, rightly rejected by the Public Information Officer and Chief Public Information Officer whereas wrongly allowed by the Central Information Commission and the High Court.

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph. 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Appeal Case No. 4409 of 2025

10. *That the Hon'ble High Court of Delhi in LPA no. 207/2020 titled as Dr. R.S Gupta vs Govt. of NCTD and others has held as under:*

The attendance record is part of service record which is a matter between the employee and the employer and ordinarily these aspects are governed by the service rules which fall under the expression "personal information". The disclosure of this information ex-facie has no relationship to any public activity or public interest and pertinently, the appellant is not able to explain or show any nexus between the personal information sought and the public interest involved, for seeking its disclosure. Thus, in our view, in absence of even a remote connection with any larger public interest, disclosure of information would be exempted as the same would cause unwarranted invasion of the privacy of the individual under section 8(1) (j) of the RTI Act. Petitioner has thus failed to establish that the information sought for is for any public interest, much less 'larger public interest'. Therefore, we are not inclined to entertain this appeal.

11. *That the order dated 28.04.2025 by Public Information Officer-cum-Commandant-cum Deputy Director (Administration), Punjab Police Academy and the order dated 13.06.2025 by First Appellate Authority-cum-Director Punjab Police Academy, Phillaur are legal, reasoned and as per the provisions of Right to Information Act, 2005. The information was not supplied to the appellant/applicant on the legal grounds. It is a personal information of third party having no relationship to any public activity or interest. Moreover larger public interest does not justify the discloser of such information.*
12. *It is, therefore, respectfully prayed that in view of the submissions made above, the instant appeal of the appellant/applicant may kindly be dismissed being devoid of any merit."*

7. Section 8 (1) (j) provides:

Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(j) information which relates to personal information the disclosure of which has no relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the Central Public Information Officer or the State Public Information Officer or the appellate authority, as the case may be, is satisfied that the larger public interest justifies the disclosure of such information:

Provided that the information which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph. 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Appeal Case No. 4409 of 2025

8. In light of the provisions of the RTI Act, 2005, mentioned above, the request of the respondent is not sustainable as any posting orders of the officer/official/public servant are available in the public domain and it should have been published on the official website of the department under section 4 (1) (b) of the RTI Act, 2005. Also, the information which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

Keeping in view the above, the judgment passed by the Hon'ble Supreme Court of India in Appeal No. 22 of 2009 titled as 'Canara Bank Vs. C.S. Shyam' and the judgment passed by the Hon'ble High Court of Delhi in LPA No. 207/2020 titled as 'Dr. R.S. Gupta Vs. Government of NCT of Delhi', are not applicable in this case.

9. As such, the respondent PIO is directed to supply a copy of the order vide which Smt. Reena Dua, PRTC Jahan Khelan has been posted temporarily at SAS Nagar and a copy of order vide which Smt. Reena Dua posted at Bureau of investigation Punjab Police Headquarters, Sector-9, Chandigarh within 30 days from the issue of this order. It is further clarified that in case no such orders have been issued then the specific reply, point-wise, be sent to the appellant.

10. From the above, it is evident that the department is not complying with Section 4 of the RTI Act, 2005. Also, the Hon'ble Supreme Court of India in Contempt Petition (Civil) Diary No. 36812 in W.P. (C) No. 1040 of 2019 directed to ensure compliance of Section 4 of the RTI Act, 2005. Therefore, a copy of this order is **being sent** to the Director General of Police, Punjab, to ensure a compliance of Section 4 of the RTI Act, 2005 in letter and spirit.

11. Keeping in view the above, the Commission is of the view that no further directions can be given to the respondent PIO as per the provisions of the RTI Act, 2005. Therefore, this case is **disposed of & closed.**

Dated: 02.06.2026

(Inderpal Singh)
Chief Information Commissioner,
Punjab

CC:

Sh. Gaurav Yadav, IPS
Director General of Police, Punjab
Head Office, Sector-9
Chandigarh