

by speed post

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भारत सरकार

GOVERNMENT OF INDIA

भाभा परमाणु अनुसंधान केंद्र

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Ref: BARC/RTI/2021/04/5922/ 5760

July 09, 2021

**ORDER**

**WHEREAS** Shri Y.S Mallikarjunaiah, #59, III Cross, IIIrd Main, Bank Colony, Off Ring Road, Bogadi, Mysuru, Karnataka – 570 026 had submitted an RTI application dated 31.03.2021 (received by PIO, BARC on 05.04.2021) requesting to provide the following information under RTI for the period 2001-2004 and there onwards :

- A copy of the list of names of Govt. appointed employees in 2004 against Advertisement No. 1/2001-R-III, with Ref. to No. PD/13 (1)2001-R-III/1282 dated 17<sup>th</sup> October 2002 and converted into old pension scheme under CCS (Pension) Rules, 1972 and further mentioned,
- You may please note that you have released the names of list of candidates suitable for appointment as ASO/A in the order of merit (selection panel) vide your RTI reply RTI/BARC/2021/5742/2488 dated 15.03.2021.

I may also be permitted to inspect the record of list of Govt. employees appointed vide above said advertisement appointed in 2004 and converted into old pension scheme under CCS (Pension) Rules, 1972 by masking all personnel information of the individual vide RTI Act chapter 1(j)(i).

2. **AND WHEREAS** the Public Information Officer has disposed of the RTI application vide RTI reply letter No. BARC/RTI/2021/04/5922/OPA-3880 dated 03.05.2021 stating that information was provided earlier vide RTI reply letter No. BARC/RTI/2020/12/5684/937 dated 21.01.2021. As regards inspection of records of list of Government employees appointed vide above said advertisement appointed in 2004, the PIO has informed that the information sought is available in the personal files of the employee concerned and it may not be practically possible to mask all personal information and allow inspection of documents from the files of employees. Hence, exempt from disclosure under section 8(1)(j) of the RTI Act, 2005.

3. **AND WHEREAS** the said Shri Y. S. Mallikarjunaiah has preferred an appeal dated 21.05.2021, received by Appellate Authority, BARC on 28.05.2021 requesting to provide information/documents.

4. **AND WHEREAS** the undersigned as the Appellate Authority under RTI Act has called for the records related to this RTI application and it is seen that the RTI application was received by PIO, BARC on 05.04.2021 and the RTI application was replied vide RTI reply letter No. BARC/RTI/2021/04/5922/OPA-3880 dated 03.05.2021.

5. On perusal of the records it is observed that the appointment details of employees and other benefits received during the tenure of service relates to personal information of the employee concerned. As per CIC decision No. CIC/ACCGI/A/2017/163946 dated 07.06.2018 "the information in relation to the personal details of individual employee such as the date of his/her joining, designation, details of promotion, where he/she is posted etc., are personal in nature." Hence, exempt under section 8(1)(j) of the RTI Act, 2005.

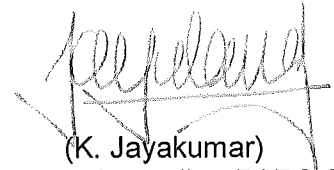
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6. This is also in consonance with decision dated 13.11.2019 of Hon'ble Supreme Court of India in Civil Appeal No. 10044 of 2010 titled as CPIO, Supreme Court of India vs Subhash Chandra Agarwal.

7. Therefore, I do not see any scope for review or intervention in the Appeal.

8. **AND NOW THEREFORE** the appeal of Shri Y. S. Mallikarjunaiah stands disposed of.

9. **Shri Y. S. Mallikarjunaiah** is hereby informed that in terms of Section 19(3) of RTI Act, 2005, a second appeal against the decision of Appellate Authority shall lie with the Central Information Commission, CIC Bhawan, Baba Gangnath Marg, Munirka, New Delhi - 110 067 within 90 days from the date on which the decision should have been made or was actually received by the Appellant.



(K. Jayakumar)

Actg. Controller, BARC &  
Appellate Authority under the  
Right to Information Act, 2005

Shri Y.S Mallikarjunaiah  
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