

OFFICE OF THE FIRST APPELLATE AUTHORITY
(Appointed under the Right to Information Act, 2005)
The Institute of Company Secretaries of India ICSI
House, C-36, Sector-62, Institutional Area,
Noida - 201 309 (U.P.)

Appeal No. 221/2023

IN THE MATTER OF:

Nasimul Haque
O-176 Geeta Enclave
Vani Vihar, Uttam Nagar
Delhi-110059

Appellant

Vs.

Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309

Respondent

Date of Order: 08 May, 2023

ORDER

- (a) The Appellant has filed first Appeal- No. ICSOI/A/E/23/00221 on 10.04.2023 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. ICSOI/R/E/23/08079 dated 06.04.2023 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the Institute of Company Secretaries of India.
- (b) The Appellant vide his application dated 11.03.2023 has requested to provide the photocopy of answer book of CS Executive Program examination, Session: December 2022 for the subjects: 01 JIGL (421), 02CL (422), 03 SBEC (423), 04 TL (424).
- (c) The Appellant has informed in the instant appeals that "Refused access to Information Requested".
- (d) The reply of the Respondent against the instant appeal is as under: -
1. It is submitted that the Applicant (Appellant hereinafter) has sought personal information of other person on the plea that "she (the candidate whose personal information sought) is unable to obtain it herself". The opinion/plea of the Appellant about the candidate has not substantiated her inability to obtain information herself and the candidate pursuing professional course is fully aware and capable of doing so and hence the Central Public Information officer is of the opinion that the Appellant plea is not tenable.
 2. It is further submitted that the Central Public Information officer is of the opinion that the disclosure of personal information of other person as sought by Appellant has no relationship to any public activity or interest and would cause unwarranted invasion of the privacy of the individual and exempt from disclosure under Section 8 (1) (j) of the Right to

Information Act, 2005.

The contents as above made in the RTI reply stands as it is and are candid”.

- (e) This Office has carefully considered the application, the response, the appeal and the records made available and finds that the matter can be decided based on the material available on record.
- (f) This Office concurs with the submission of the Respondent. Response provided by CPIO for disclosure of personal information of other person as sought by Appellant cannot be allowed. Further, Information sought can be provided to Appellant at his/her registered email id only.

The appeal is accordingly disposed of.

Sd/-

(Ankur Yadav)
First Appellate Authority

Copy to :

- 1. Mr. Nasimul Haque
O-176 Geeta Enclave
Vani Vihar, Uttam Nagar
Delhi-110059
- 2. Central Public Information Officer (EXAM)
The Institute of Company Secretaries of India
C-37, Sector 62, NOIDA- 201309
- 3. Directorate of IT - For publishing on the website

