

भारतसरकार GOVERNMENT OF INDIA
 वित्तमंत्रालय MINISTRY OF FINANCE
 राजस्वविभाग DEPARTMENT OF REVENUE
 केंद्रीय अप्रत्यक्ष कर एवं सीमा शुल्क बोर्ड
 CENTRAL BOARD OF INDIRECT TAXES AND CUSTOMS
 प्रधान आयुक्त का कार्यालय
 OFFICE OF THE PRINCIPAL COMMISSIONER
 केंद्रीय जीएसटी, अहमदाबाद - दक्षिण
 CENTRAL GST, AHMEDABAD - SOUTH
 जीएसटी भवन GST BHAVAN
 पोलिटेकनिक के पास, आंबावाडी, अहमदाबाद - ३८००१५
 NEAR POLYTECHNIC, AMBAWADI, AHMEDABAD - 380015



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BY R.P.A.D.

F.No. I/22-67/CGSTSOUTH/RTI/Manoj/2022-23

Date: 14.02.2023

(RTI - ORDER No. 50/2022-23)

To
Shri Manoj Balkrishna Patil,
 Bungalow Number 10,
 East Street Camp,
 Next to Lashkar Police Quarters,
 Pune, 411001

महोदय,

**Sub: RTI Application dated 20.01.2023 filed by Shri Manoj Balkrishna Patil
 - Matter Regarding.**

1. Shri Shri Manoj Balkrishna Patil, Bungalow Number 10, East Street Camp, Next to Lashkar Police Quarters, Pune, 411001 had filed RTI application dated 20.01.2022 under RTI Act, 2005 and received by this office on 23.01.2023.

2. In this connection, the point wise information sought under the RTI application is as under:

A) Office of the Pr. Commissioner, CGST, Ahmedabad South, GST Bhavan, Revenue Marg, Ambawadi, Ahmedabad- 380015.

B) Yes.

C) Your attention is invited towards provisions of Section 8(1)(j) of the RTI Act, 2005 which reads as under:

(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:

Further, your attention is invited towards Order of CIC, New Delhi dated 31.10.2020 in the matter of Shri Amarendra Chaudhary v. UIDA in Second Appeal No. CIC/NITIA/A/2018/127581, Complaint No. CIC/NITIA/C/2018/648714.

The CIC, New Delhi vide above order has observed as under:

Decision:

Keeping in view the facts of the case and the submissions made by both the parties, the Commission observes that an appropriate response in accordance

with the provisions of the Act is provided by the Respondent. In the context of denial of information relating to attendance record as per Section 8 (1)(j) of the RTI Act, 2005, the Commission refers to a recent decision of the Hon'ble High Court of Delhi in *R.S. Gupta vs Govt of GNCTD and Ors.*, LPA 207/2020 dated 31.08.2020, the relevant extract of which is as under:

"10..... Further, the appellant is seeking attendance record of the other staff members of the Geeta Senior Secondary School No. 2, Sultanpuri, Delhi. Since the information requested relates to attendance record, it would entail revealing medical and personal information of an individual. 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."

Thus, no further intervention of the Commission is warranted in the instant matter. With the above observation, the instant Second Appeal/ Complaint stands disposed off accordingly.

In view of above, it appears that the information sought by the appellant can not be shared.


This is for your information please.

3. In case the applicant is not satisfied with the aforementioned response, an appeal can be preferred to **Shri. Marut Tripathi, Joint Commissioner and Appellate Authority, Office of the Principal Commissioner, Central Tax, Ahmedabad-South, 1st Floor, Central GST Bhawan, Opp. Polytechnic, Ambawadi, Ahmedabad-380015 within 30 days** from the date of receipts of this order.


14/02/2023
(जे.डी.मेहरा)

केन्द्रीय लोक सूचना अधिकारी और सहायक आयुक्त
केन्द्रीय जी एस टी, अहमदाबाद दक्षिण

Copy to : (i) The Superintendent (Systems), CGST, Ahmedabad-South.


14/02/23