Decision No. 5808/IC(A)/2010
F. No.CIC/MA/A/2010/000421
Dated, the 26th August, 2010

Name of the Appellant: Shri Ramesh Chander Bawa
Name of the Public Authority: Projects & Development India Ltd.

Facts:

1. Both the parties were heard on 25th August, 2010.

2. The appellant has asked for a copy of technical report prepared by the respondent on behalf of its' client KRIBHCO. The CPIO has refused to furnish the information under section 8 (1) (e) of the Act on the ground that the report in question is available with the respondent in fiduciary capacity.

3. In an MOU entered between the respondent and KRIBHCO, it is agreed that the respondent would maintain secrecy of the technical report in question.

Decision:

4. The respondent, as a consulting firm, is expected to maintain the secrecy of the report prepared for its' clients. The custodian of information is indeed an organization, which sponsored the project. The respondent is not liable to disclose the document. The denial of information under section 8 (1) (e) and (j) of
the Act is therefore justified. The order of the Appellate Authority dated 17th march, 2010 is therefore upheld.

5. The appeal is thus disposed of.

Sd/-
(Prof. M.M. Ansari)
Central Information Commissioner

Authenticated true copy:

(M.C. Sharma)
Deputy Registrar

Name & address of Parties:

1. Shri Ramesh Chander Bawa, 500, Sector-8, Panchkula-134109.

2. Dr. S.K. Das, Company Secretary & PIO, Projects & Development India Limited, A-14, 5th Floor, PDIL Bhawan, Sector-1, Noida-201301, UP.

1“All men by nature desire to know.” - Aristotle