

SPEED POST

**Office of the Appellate Authority
under Right to Information Act, 2005
Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

D 710-6594

Decision No. 18

Dated 14.03.2018

**Shri Ashok Kumar Upadhyay,
R-47, Sector 11, Noida,
Uttar Pradesh – 201301**

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Ashok Kumar Upadhyay, filed an appeal dated 21.12.2017 under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

2. As per record available, details of the information sought and reply was provided by the CPIO is as per the following.

Sl. No.	Information Sought	Proposed Reply of IREDA
1)	When Kusum Finserve has applied for a loan from Indian Renewable Energy Development Agency	Kusum Finserve LLP applied for loan in 2016.
2)	Provide copy of the Loan application	This being a third party information is exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
3)	When has loan been sanctioned? What	The loan was sanctioned in 2016.

प्राप्ति की तारीख.....समय 4 km .
जायी करने की तारीख 14-3-2018
डाक किसने भेजा 15-3-2018
हस्ताक्षर Signature

	were terms and conditions?	
4)	Provide copy of the Loan Sanction order along with file notings	This being a third party information is exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
5)	What is the present status of the loan.	The account is regular.
6)	How many companies got loan in last 3 years. Provide their name, date of loan sanctioned along with amount.	This being a third party information and information relating to third party is exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.

3. It is observed that the CPIO has examined the request made by the applicant/ appellant and was of the view that information sought by the appellant/applicant in respect of point No.2, 4 and 6 pertain to third party information which is exempted under Section 8 (1) (d) of the RTI Act, 2005.

4. Ground for appeal:

- “Refused access to Information requested”

5. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and the information sought by the Appellant and I find that the CPIO has not provided some of the information relating to loan given Kusum Finserve LLP. I note that the information which was not provided is exempted from disclosure as per Section 8(1) (d), (e) and (j) of the Right to Information Act, 2005. It may be noted that the information and details of our borrowers is held by us in in fiduciary relation ship and the same is privy only between the borrower and our Company, therefore the same can not be disclosed. Similar matter has been decided by the Hon’ble CIC vide its order no CIC/YA/A/2016/000446, holding that such information is exempted under section 8 of the RTI Act ..

Section 8 (1) (d), (j) and (e) provides for the exemption from disclosure , the following information and reads as under ;

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(j) 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

6. In the light of the above, having considered the facts in the matter, in the light of the provisions of the RTI Act and judgment of CIC afore mentioned, I do not find any defect in the reply provided by the CPIO to the appellant. And the information sought clearly is privy between the Lender and the borrower, who have signed the Loan agreements among them. Hence I dismiss the appeal for the reasons recorded in the foregoing . Copy of decision be sent to the Appellant as well as to CPIO.


(S. K Bhargava)
Appellate Authority

Speed per-

13933

25.09.2017

Shri Arijit Bhaduri
5 Surya Mahal Building, 1st Floor,
Bujorji Bharucha Marg, Fort,
Mumbai 400001


Dear Sir,

Please refer to your appeal dt. 24th August, 2017 and the reply of our First Appellate Authority (FAA) in this respect. In the absence of any address mentioned in your letter the reply was sent by FAA to you on 18.09.2017 at the below mentioned address, which was indicated on the envelope :

Shri Arijit Bhaduri
Artha Energy Resources
Ground Floor, Bandukwala Building,
British Hotel Lane, Fort,
Mumbai - 400001

However, the letter has returned indicating the reason "Left". Hence, we are again sending the letter at the following address (mentioned in your RTI Application) :

Shri Arijit Bhaduri
5 Surya Mahal Building, 1st Floor,
Bujorji Bharucha Marg, Fort,
Mumbai 400001

प्राप्ति की तारीख 27-9-17, जगदा
जांच 27-9-17.....
लाक किर
हस्ताक्षर 

Best Regards,


(Dr. R C Sharma)
General Manager (F&A)

o/c

Encl: As above



(A Mini Ratna Category-I PSU)
IS/ISO 9001 : 2015 Certified
ISO/IEC : 27001 : 2013 Certified

भारतीय अक्षय ऊर्जा विकास संस्था लिमिटेड
Indian Renewable Energy Development Agency Limited

(भारत सरकार का प्रतिष्ठान / A Government of India Enterprise)

कॉर्पोरेट कार्यालय : तीसरा तल, अगस्त क्रांति भवन, भीकाएजी कामा प्लेस, नई दिल्ली-110066
Corporate Office : 3rd Floor, August Kranti Bhawan, Bhikaiji Cama Place, New Delhi-110066
दूरभाष / Tel. : +91 (011) 26717400, 26717412 फैक्स / Fax : +91 (011) 26717416,
ई-मेल / E-mail : cmd@ireda.in वैबसाईट / Website : www.ireda.in CIN : U40108DL1987GOI027265



Office of the Appellate Authority
under Right to Information Act, 2005

/3800

Decision No. 14

Dated 18.09.2017

Shri Arijit Bhaduri
Artha Energy Resources
Ground Floor, Bandukwala Building,
British Hotel Lane, Fort,
Mumbai - 400001

Reg. First Appeal against letter No. 216/94/MS/2005/IREDA/2909 dated 25th July, 2017

Dear Sir,

This has reference to your appeal vide letter dated 24th August 2017 against the reply of CPIO for not providing complete information against your application No. 216/94/MS/2005/IREDA/2909 dated 25th July, 2017 w.r.t Renewable Energy projects commissioned from 1st April 2010 to 31st March 2017 in India. In this respect I have examined the reply of CPIO and would like to inform that IREDA does not maintain any data of the whole country w.r.t. commissioning of Renewable Energy projects. Hence, the reply of CPIO is in order. However, we request you to access MNRE website www.mnre.gov.in for details. Further, as per information available on MNRE website we are enclosing the physical progress (sectorwise) of the Renewable Energy projects (As on June, 2017).

We hope you will be satisfied with the above. The appeal is disposed of accordingly.



Encl: As above

(S. K. Bhargava)

First Appellate Authority (RTI)

D12

पंजीकृत कार्यालय : प्रथम तल, कोर-4ए, ईस्ट कोर्ट, भारत पर्यावास केन्द्र कॉम्प्लेक्स, लोदी रोड, नई दिल्ली-110003

Regd. Office : 1st Floor, Core - 4A, East Court, India Habitat Centre, Lodhi Road, New Delhi - 110003

दूरभाष / Phone : 011-24682206-19 फैक्स / Fax : 91-11-24682202

शाश्वत ऊर्जा • ENERGY FOR EVER



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Physical Progress (Achievements)

Tentative State-wise break-up of Renewable Power target to be achieved by the year 2022 (Posted on 30.03.2015)

Ministry of New & Renewable Energy

Programme/ Scheme wise Physical Progress in 2017-18 & cumulative upto the month of June, 2017

Sector	FY- 2017-18		Cumulative Achievements (as on 30.06.2017)
	Target	Achievement (April - March, 2018)	
I. GRID-INTERACTIVE POWER (CAPACITIES IN MW)			
Wind Power	4000.00	228.40	32508.17
Solar Power	10000.00	825.99	13114.82
Small Hydro Power	200.00	4.70	4384.55
BioPower (Biomass & Gasification and Bagasse Cogeneration) #	340.00	0.00	8181.70
Waste to Power	10.00	0.00	114.08
Total	14550.00	1059.09	58303.32
II. OFF-GRID/ CAPTIVE POWER (CAPACITIES IN MW_{Eq})			
Waste to Energy	15.00	2.20	173.29
Biomass(non-bagasse) Cogeneration	60.00	0.00	651.91
Biomass Gasifiers	7.50	0.00	161.45
Aero-Generators/Hybrid systems	.50	0.00	3.15
SPV Systems	100.00	40.34	502.88
Total	183.00	42.54	1492.68
III. OTHER RENEWABLE ENERGY SYSTEMS			
Family Biogas Plants (in Lakhs)	1.10	0.00	49.56*
Water Mills / Micro Hydel (Nos.)	150/25	0.00	2690/72

Progress of Biomass has been revised to installed capacity from exportable power

* Cumulative achievement as on February 2017

india.gov.in
The national portal of India

Portal for Public Grievance (CPGRAMS)

Ministry of
New and
Renewable
Energy

Solar Energy Helpline No. 1800 2 33 44 77

RTI Portal | GOI Directory | Government of India Policies | Tenders of India | Districts of India

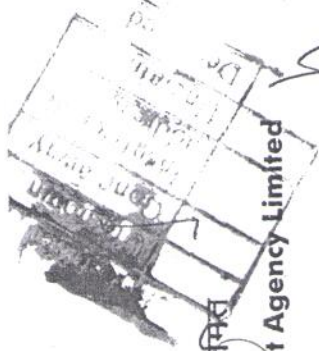
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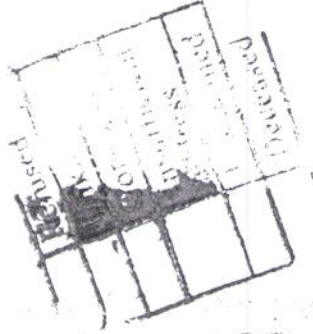
भारतीय अक्षय ऊर्जा विकास संस्था सीमित
(भारत सरकार का प्रतिष्ठान)
Indian Renewable Energy Development Agency Limited
(A Government of India Enterprise)



एक कदम स्वच्छता की ओर



ED593074112IN



SEPC, Chandigarh, India
सॉफ्ट पोस्ट डीएनएन नं. 630/2009
Speed Post EMDL No. 630/2009

दिनांक / Date:/...../.....

कॉर्पोरेट कार्यालय : तीसरा तल, अगस्त क्रांति भवन, भीकाएजी कामा प्लेस, नई दिल्ली-110 066 दूरभाष : +91 (11) 26717401-12, फैक्स : +91 (11) 26717416
Corporate Office : 3rd Floor, August Kranti Bhawan, Bhikaiji Cama Place, New Delhi - 110 066 Tel.: +91 (11) 267174101-12, Fax : 91 (11) 26717416
पंजीकृत कार्यालय : कोर-4-ए, प्रथम तल, भारत पर्यावास केन्द्र, लोदी रोड, नई दिल्ली-110003 दूरभाष : +91 (11) 24682203-19 फैक्स : +91 (11) 24682202
Registered Office : Core - 4 'A', 1st Floor, India Habitat Centre, Lodhi Road, New Delhi - 110003 Tel. : +91 (11) 24682203-19 Fax : +91 (11) 24682202
सी.आई.एन./CIN : U40108DL1987GOI027265

फाइल. स. --

दिनांक :- 27-09-2017

5 सूर्या महल बिल्डिंग, प्रथम तल

बुजोरजी भारुचा मार्ग, फोर्ट

मुंबई

महाराष्ट्र

ध्यानार्थ - श्री अरजीत बहादुरी,

विषय :- --

प्रोजेक्ट संख्या :-

महोदय /महोदया,

कृपया संलग्न पत्र का संदर्भ लें

संलग्नक : यथोपरि

भवदीय /भवदीया
आर. सी. शर्मा
महाप्रबंधक, वित्त तथा लेखा
कृते

शशि नात्रा पटेल

D-NO-6406

Decision No. 17

Dated 06.03.2018

Mr. Brijesh Kumar
107-T Sector 4
DIZ Area,
Baba Kharak Singh Marg,
New Delhi 110001
Mob 09891572343

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Brijesh, filed an appeal dated 29.11.2017 (received on 29.11.2017) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information in respect of Enercon India Limited, Windworld India Limited and Suzlon Energy Limited.

Please provide information as per Section 6 of RTI Act 2005. Please provide certified copies related documents and give me opportunity to inspect the necessary documents.

1. Whether IREDA has given any loan to above mentioned companies or to any company being run by its Directors ?
2. Please give the details of Procedure for Sanctioning the loan along with rules, manuals, by laws etc being followed to give the above mentioned loan.
3. Did IREDA follow the directions/circulars issued by RBI from time to time while sanctioning the above said loan ?
4. Has there been any delay or lapse in repayment of loan of the above said company or any

पंजीकृत कार्यालय : प्रथम तल, कोर - 4ए, ईस्ट कोर्ट, भारत पर्यावास केन्द्र कॉम्प्लेक्स, लोदी रोड, नई दिल्ली - 110003

Regd. Office : 1st Floor, Core - 4A, East Court, India Habitat Centre, Lodhi Road, New Delhi - 110003

दूरभाष/Phone : 011-24682206-19 फैक्स/Fax : 91-11-24682202

शाश्वत ऊर्जा • ENERGY FOR EVER

प्राप्ति की तारीख 06/3/2018 समय 4:00

जारी करने की तारीख 07/3/2018

डाक किसने भेजा

हस्ताक्षर

Sarjendu

- company connected to the above said company. Give details.
5. Has there been any enquiry or proceeding against any officer for not rules and procedures. Please give details and also provide procedure, manual, rulebook or guidelines in connection of the same.
 6. Please provide me all the noting in respect of my application and give me the opportunity to inspect the documents as per Section 2(j) of RTI Act.

The following reply was provided by the CPIO within the stipulated period under the Act.

Sl. No.	Information sought by the applicant	Reply by CPIO
1)	Whether IREDA has given any loan to above mentioned companies or to any company being run by its Directors ?	Yes loans were given to M/s Enercon India Limited/ Windworld India Limited and Suzlon Energy Limited.
2)	Please give the details of Procedure for Sanctioning the loan along with rules, manuals, by laws etc being followed to give the above mentioned loan.	IREDA has its own financing guidelines based on which the loans are sanctioned. Further it being a company the loans are sanctioned with the approval of respective authorities including the board of Directors. The schemes and sectors, loan eligibility etc are available in the website www.ireda.in , the same may be retrieved from the site.
3)	Did IREDA follow the directions/circulars issued by RBI from time to time while sanctioning the above said loan ?	IREDA being government NBFC, is exempted from the rules of RBI in respect of Sanction of loan.
4)	Has there been any delay or lapse in repayment of loan of the above said company or any company connected to the above said company. Give details.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
5)	Has there been any enquiry or proceeding against any officer for not rules and procedures. Please give details and also provide procedure, manual, rulebook or guidelines in connection of the same.	Nil.
6)	Please provide me all the noting in	The noting in reference to your

	respect of my application and give me the opportunity to inspect the documents as per Section 2(j) of RTI Act.	application are in the form of discussions to enable us to reach upon the decision for providing you the information as per RTI Act, 2005 and also personal information exempted from disclosure U/s 8(1)(j) of RTI Act. In view of the same, the final Information has been provided to you.
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2. It is observed that the CPIO has examined the request made by the appellant and was of the view that information sought by the appellant/applicant in respect of point No.4 pertain to third party information which is exempted under Section 8 (1) (d) and point no. 6 is exempted under 8(1)(j) of the RTI Act, 2005.

3. Ground for appeal:

- The appellant wants certified copies and inspection of all the documents related to the loans given to the abovementioned companied.

4. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and find that the CPIO has provided the information that loan has been given Enercon India Limited, Windworld India Limited and Suzlon Energy Limited. Other relevant information has also been provided by the CPIO. I note that the information at para 4 and 6 above is exempted from disclosure as per Section 8(1) (d), (e) and (j) of the Right to Information Act, 2005. It may be noted that the information and details of our borrowers is held by us in in fiduciary relation ship and the information is privy only between borrower and our Company, therefore the same can not be disclosed. Similar matter has also been decided by the Hon'ble CIC vide its order no CIC/YA/A/2016/000446.

The relevant provisions of the Act is reproduced as under:-

Section 8. Exemption from disclosure of information.—(1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(j) 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

5. In the light of the above, I do not find any defect in the reply provided by the CPIO to the appellant. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.



(S. K. Bhargava)
Appellate Authority

SPEED POST

DY No. 1038

**Office of the Appellate Authority
under Right to Information Act, 2005
Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

Decision No. 22

Dated 07.05.2018

Shri Dilpreet Singh
Address: # 434, C-1 Block,
Palam Vihar,
Gurgaon-122016
Mobile: 9877789565

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Dilpreet Singh, filed an appeal dated 23.03.2018 (received on 4.04.2018) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

1. If your office credit some amount to IREDA employees Cash or in Account on the eve of any festival i.e. Diwali, Dussehra, Holi etc.: That part of amount is a "Part of Salary or Not" of IREDA employees?
2. Please provide me the Certified Separate List of Funds/ Compensation/ Benefits/ Allowances that calculated as a part of salary in the pay scale of Rs. 20,600-3%-46,500 of IREDA employees.
3. Please clarify that pay scale of Rs. 20,600-3%-46,500, is as per pay scale of 06th or 07th

आपकी तारीख 7-5-2018 समय 3 PM
आपकी जवाब की तारीख 8-5-2018
आक किसने भेजा 2 (E)
हस्ताक्षर ←

pay commission calculation?

II As per record available, the application seeking above information was registered as Application No.417 and following reply was provided by the CPIO.

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	If your office credit some amount to IREDA employees Cash or in Account on the eve of any festival i.e. Diwali, Dussehra, Holi etc.: That part of amount is a "Part of Salary or Not" of IREDA employees?	Compensation benefits and pay are paid as per DPE guidelines. DPE guidelines are available at https://dpe.gov.in/guidelines/dpe-guidelines You may kindly go through the same.
2)	Please provide me the Certified Separate List of Funds/ Compensation/ Benefits/ Allowances that calculated as a part of salary in the pay scale of Rs. 20,600-3%-46,500 of IREDA employees.	Compensation benefits and pay are paid as per DPE guidelines. DPE guidelines are available at https://dpe.gov.in/guidelines/dpe-guidelines You may kindly go through the same.
3)	Please clarify that pay scale of Rs. 20,600-3%-46,500, is as per pay scale of 06th or 07th pay commission calculation?	Pay scale of Rs. 20,600-3%-45,500 is as per recommendation of 2 nd Pay Revision Committee (PRC).

4. It is observed that the CPIO has examined the request made by the appellant and provided the information for all the points.

5. Ground for appeal:

- Information not provided by the CPIO.

6. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and

observed that reply has been sent to you by CPIO. For ready reference a copy of the reply of CPIO is enclosed herewith.

In addition to the reply from the CPIO I would like to inform you the following:

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	If your office credit some amount to IREDA employees Cash or in Account on the eve of any festival i.e. Diwali, Dussehra, Holi etc.: That part of amount is a "Part of Salary or Not" of IREDA employees?	IREDA provides gift to its employees on the occasion of Diwali by crediting amount in the account of the employee and the same is considered for the purpose of deduction of tax as per Income Tax Act.
2)	Please provide me the Certified Separate List of Funds/ Compensation/ Benefits/ Allowances that calculated as a part of salary in the pay scale of Rs. 20,600-3%-46,500 of IREDA employees.	<p>Funds/Compensation/Benefits /Allowances calculated as a part of salary in the pay scale of Rs. 20,600-3%-46,500 are :</p> <p><i>Part of Salary:</i></p> <ul style="list-style-type: none"> a) Basic Pay b) Dearness Allowance c) House Rent Allowance/ Leased Accommodations. d) Perquisites under Cafeteria Approach e) Performance Related Pay. f) PF (Employer's share) g) Superannuation Fund (Employer's share) <p><i>Reimbursement of Expenses:</i></p> <ul style="list-style-type: none"> a) Conveyance Expense b) Medical Reimbursement c) Mobile reimbursement
3)	Please clarify that pay scale of Rs. 20,600-3%-46,500, is as per pay scale of 06th or 07th pay commission	Pay scale of Rs.20,600-3%-45,500 is as per recommendation of 2 nd Pay Revision Committee (PRC).

	calculation?	IREDA follows DPE guidelines for pay revision.
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7. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.


(S. K. Bhargava)
Appellate Authority

Encl: As above

**Office of the Appellate Authority
under Right to Information Act, 2005**

**Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

D-110-6618

Decision No. 19

Dated 15.03.2018

**Shri Krishn Kaushik,
Express Building,
B-1/B, Sector 10,
Noida, Pin:201301**

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Krishn Kaushik, filed an appeal dated 22.01.2017 under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

2. As per record available, details of the information sought and reply was provided by the CPIO is as per following.

Sl. No.	Information Sought	Reply given by CPIO.
1)	Provide list of all the loans sanctioned by IREDA for various projects since May 2014 till September 30, 2017. Give the list year wise and state wise.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.

प्राप्ति की तारीख 16-3-18 समय
जारी करने की तारीख 16-3-18
डाक किसने भेजा.....
हस्ताक्षर Sonu

2)	Give the names of the organisations to whom loans have been sanctioned, along with the details of the loan, date of sanctioning and the amount sanctioned. Give the list year wise and state wise.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
3)	Provide list of all the loan disbursed by IREDA for various projects since May 2014 till September 30, 2017. Give the list year wise and state wise.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
4)	Give the names of the organisations to whom loans have been disbursed, along with the details of the loan, date of disbursement and amount disbursed. Give the list year wise and state wise.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.
5)	Provide details of the criteria under which organisations can avail loans from IREDA.	This being a third party information and also commercial confidence the same are exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.

3. It is observed that the CPIO has examined the request made by the appellant and was of the view that information sought by the appellant/applicant pertain to third party and also commercial confidence which is exempted under Section 8 (1) (d) of the RTI Act, 2005.

4. Ground for appeal:

- Information does not relate to third party or commercial confidence.

5. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and find that the CPIO has not provided the information relating to loans given by IREDA and I find the information not provided is voluminous, is held by IREDA in fiduciary capacity, relates to Third party and commercial confidence of IREDA as it will have the details of all our borrowers. Therefore, the same is exempted from disclosure as per Section 8(1) (d), (e) and (j) of the Right to Information Act, 2005. I note that the information and details of our borrowers is held by us in in fiduciary relation ship and the same is privy only between the borrower and our Company.

IREDA is a commercial organization. The details of loans sanctioned are of commercial confidence to IREDA and thus cannot be divulged to general public. The total loan portfolio

and other financial parameters are available on the internet at <http://www.ireda.gov.in/forms/contentpage.aspx?lid=1823>.

In view of the above the information can not be disclosed. Similar matter has also been decided by the Hon'ble CIC vide its order no CIC/YA/A/2016/000446.

The relevant provisions of the Act is reproduced as under:-

Section 8. Exemption from disclosure of information.—(f) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(j) 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

6. In the light of the above, having considered the facts in the matter, and the provisions of the RTI Act along with judgment of CIC afore mentioned, I do not find any defect in the reply provided by the CPIO to the appellant. And the information sought clearly is privy between the Lender and the borrower, who have signed the Loan agreements among them. Hence I dismiss the appeal for the reasons recorded in the foregoing . Copy of decision be sent to the Appellant as well as to CPIO.


(S. K. Bhargava)
Appellate Authority

**Office of the Appellate Authority
under Right to Information Act, 2005
Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

1730

Decision No. 13

Dated 01.05.2017

✓ Shri Narinder Singh

Address: # 433, Urban Estate, Phase-I,
Jalandhar (Punjab)

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

1. Shri Narinder Singh, filed an appeal dated 12.04.2017 (received on 17.04.2017) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

"Please provide me the selection/interview committee panel members name and designation who conduct the interview / Selection process of Recruitment Advt. No. IREDA/HR/Rect. 2016/001 of following posts:

- a. Assistant Manager (Law)/E – 2 Level (Un-reserved)
- b. Assistant Manager (Finance & Accounts)/ E-2 Level, (Please provide me the both information separately Un-reserved and S T Candidates)
- c. Assistant Manager (Human Resource)/E-2 Level (Un reserved)

तल्लि की तारीख..... 03/05/2017
तल्लि कलने की तारीख..... 05/05/2017
डलक किलने गेजल
सल्ललकर.....

2. As per record available, the application seeking above information was registered as Application No.331 and following reply was provided by the CPIO within the stipulated period under the Act.

Information sought by the applicant	Reply provided by CPIO
<p>Please provide me the selection/interview committee panel members name and designation who conduct the interview /Selection process of Recruitment Advt. No. IREDA/HR/Rect. 2016/001 of following posts:</p> <p>a) Assistant Manager (Law)/E – 2 Level (Un-reserved)</p> <p>b) Assistant Manager (Finance & Accounts)/ E-2 Level, (Please provide me the both information separately Un-reserved and S T Candidates)</p> <p>c) Assistant Manager (Human Resource)/E-2 Level (Un reserved)</p>	<p>The information sought by the you is related to third party information, it is available with us in Fiduciary capacity and it relates to commercial confidence of our organization the same is exempted under Section 8 (1) (j), 8 (1)(e) and 8(1)(d) of the RTI Act, 2005.</p>

3. It is observed that the CPIO has examined the request made by the appellant and was of the view that information sought by the appellant/applicant pertain to third party information, available with IREDA in Fiduciary capacity and relates to commercial confidence which is exempted under Section 8 (1) (j), 8 (1) (e) and 8(1) (d) of the RTI Act, 2005.

4. Ground for appeal:

- That the information requested is related with the appointments of candidates and such information is beneficial in the public interest.
- That the reason for not providing the information given by IREDA is not reasonable.

5. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and find that the exemptions mentioned by the CPIO are in order. The information sought by the appellant is related to third party information and same is exempted under Section 8 (1) (d) (e) & (j) of the Right to Information Act, 2005. The relevant provisions of the Act is reproduced as under:-

Section 8. Exemption from disclosure of information.—(1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(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:

In the light of the above, I do not find any defect in the reply provided by the CPIO to the appellant. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.



(S. K. Bhargava)

Appellate Authority



भारतीय अक्षय ऊर्जा विकास संस्था सीमित

(भारत सरकार का प्रतिष्ठान)

Indian Renewable Energy Development Agency Limited

(A Government of India Enterprise)

कॉर्पोरेट कार्यालय : तीसरा तल, अगस्त क्रांति भवन, भीकाएजी कामा प्लेस, नई दिल्ली-110 066

Corporate Office : 3rd Floor, August Kranti Bhawan, Bhikaji Cama Place, New Delhi- 110 066

दूरभाष Tel:011-26717400-12, फैक्स Fax: 91-11-26717416 . ई-मेल E-mail: cmd@ireda.gov.in वेबसाइट Website: www.ireda.gov.in



दिनांक :- 03-05-2017

फाइल. स. --

श्री नरिन् दर सिंह
433, अर्बन इस् टेट
फेस-1
जलंधर
पंजाब

ध्यानार्थ - ,

विषय :- --

प्रोजेक्ट संख्या :-

महोदय /महोदया,

कृपया संलग्न पत्र का संदर्भ लें

संलग्नक : यथोपरि

भवदीय /भवदीया
एस. के. भार्गव
निदेशक (वित्त), वित्त तथा लेखा
कृते

शशि बाजा पक

पंजीकृत कार्यालय : भारत पर्यावास केन्द्र, कोर-4ए, इस्ट कोर्ट, प्रथम तल, लोधी रोड, नई दिल्ली-110 003

शाश्वत ऊर्जा • ENERGY FOR EVER

D-110-6407

Decision No. 16

Dated 01.03.2018

Shri Narinder Singh
Address: # 433, Urban Estate, Phase-I,
Jalandhar (Punjab)

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Narinder Singh, filed an appeal dated 12.12.2017 (received on 14.12.2017) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

1. Certified copy of Conduct, Disciplinary and Appeal CDA rules/ Service Rules of IREDA, under RTI Act, 2005.
2. Please provide me information about Employee, employees against whom any criminal charges/FIR is registered in any police station in India.
3. As per IREDA record/ information / Knowledge, how many employee/employees of IREDA face/ FIR registered under Criminal/ Theft case (under IPC) as on the date of this RTI reply.
2. As per record available, the application seeking above information was registered as Application No.382 and following reply was provided by the CPIO within the stipulated period under the Act.

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	Certified copy of Conduct, Disciplinary and Appeal CDA rules/ Service Rules of IREDA, under RTI Act, 2005.	Provided.
2)	Please provide me information about Employee, employees against whom any criminal charges/FIR is registered in any police station in India.	The information sought by you is exempted from disclosure as per section 8(1)(j) which states information which relates to

पंजीकृत कार्यालय : प्रथम तल, कोर - 4ए, ईस्ट कोर्ट, भारत पर्यावास केन्द्र कॉम्प्लेक्स, लोदी रोड, नई दिल्ली - 110003

Regd. Office : 1st Floor, Core - 4A, East Court, India Habitat Centre, Lodhi Road, New Delhi - 110003

दूरभाष/Phone : 011-24682206-19 फैक्स/Fax : 91-11-24682202

शाश्वत ऊर्जा • ENERGY FOR EVER

प्राप्ति की तारीख 06/03/2018 समय 4:30

जारी करने की तारीख 07/03/2018

बाक किसने भेजा

हस्ताक्षर [Signature]

		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.
3)	As per IREDA record/ information / Knowledge, how many employee/employees of IREDA face/ FIR registered under Criminal/ Theft case (under IPC) as on the date of this RTI reply.	The information sought by you is exempted from disclosure as per section 8(1)(j) which states 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.

3. It is observed that the CPIO has examined the request made by the appellant and was of the view that information sought by the appellant/applicant in respect of point No.2 & 3 pertain to third party information which is exempted under Section 8 (1) (j) of the RTI Act, 2005.

4. Ground for appeal:

- The information sought vide point no. 3 is not exempted from disclosure as the appellant states that he only want the number of employees who face criminal case/FIR.

5. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and obtained the information for point no. 3 above which is as following:

As per the available records of IREDA, the information is "NIL"

6. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.

7.


(S. K. Bhargava)
Appellate Authority

SPEED POST

2420-1036

**Office of the Appellate Authority
under Right to Information Act, 2005
Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

Decision No. 21

Dated 07.05.2018

Sh. Ravinder Kumar,
House No. 91, Near Main Bazaar,
Garha, Jaandhar (Punjab)

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri Ravinder Kumar, filed an appeal dated 10.04.2018 (received on 16.04.2018) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

1. Please provide list of Compensation Benefits and Bonus etc., which calculated as a part of salary for those employees who are working as Assistant manager level in IREDA.
2. Please provide me the list of compensation's, benefits are mandatorily required to submit bills in IREDA before or after getting the amount of those employees who are working as Assistant Manager level in IREDA.
3. Please provide me the list of compensations, benefits are not mandatorily required to submit bills in IREDA before of after getting the amount those employees who are working as Assistant Manager level in IREDA.

प्राप्ति की तारीख 7-5-2018 समय 3 PM
जारी करने की तारीख 8-5-2018
डाक किसने भेजा D (F)
हस्ताक्षर [Signature]

II. As per record available, the application seeking above information was registered as Application No.413 and following reply was provided by the CPIO.

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	Please provide list of Compensation Benefits and Bonus etc., which calculated as a part of salary for those employees who are working as Assistant manager level in IREDA.	Compensation benefits and pay are paid as per DPE guidelines. DPE guidelines are available at https://dpe.gov.in/guidelines/dpe-guidelines
2)	Please provide me the list of compensation's, benefits are mandatorily required to submit bills in IREDA before or after getting the amount of those employees who are working as Assistant Manager level in IREDA.	You may kindly go through the same.
3)	Please provide me the list of compensations, benefits are not mandatorily required to submit bills in IREDA before of after getting the amount those employees who are working as Assistant Manager level in IREDA.	

1. It is observed that the CPIO has examined the request made by the appellant and provided the information for all the points.

2. Ground for appeal:

- Information not provided by the CPIO.

3. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and observed that reply has been sent to you by CPIO. For ready reference a copy of the reply of CPIO is enclosed herewith.

In addition to the reply given by CPIO I would like to inform you the following

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	Please provide list of Compensation Benefits and Bonus etc., which calculated as a part of salary for those employees who are working as Assistant manager level in IREDA.	<p>List of Compensation Benefits and Bonus etc., which are calculated as a part of salary for those employees who are working as Assistant manager level in IREDA are following:</p> <p><i>Part of Salary:</i></p> <ul style="list-style-type: none"> a) Basic Pay b) Dearness Allowance c) House Rent Allowance/ Leased Accommodations. d) Perquisites under Cafeteria Approach e) Performance Related Pay. f) PF (Employer's share) g) Superannuation Fund (Employer's share) <p><i>Reimbursement of Expenses:</i></p> <ul style="list-style-type: none"> a) Conveyance Expense b) Medical Reimbursement c) Mobile reimbursement
2)	Please provide me the list of compensation's, benefits are mandatorily required to submit bills in IREDA before or after getting the amount of those employees who are working as Assistant Manager level in IREDA.	<p>The benefits for which bills have to be submitted are following:</p> <ul style="list-style-type: none"> a) Reimbursement of Mobile Handset / Laptop bills. b) Indoor Medical Bills (Hospitalization).
3)	Please provide me the list of compensations, benefits are not mandatorily required to submit bills in	The benefits for which bills are not required to be submitted are:

IREDA before of after getting the amount those employees who are working as Assistant Manager level in IREDA.	a) Birthday / Anniversary Gift. b) Diwali / AGM Gift.
---	--

4. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.



(S. K Bhargava)

Appellate Authority

Encl: As above

**Office of the Appellate Authority
under Right to Information Act, 2005**

Decision No. 15

Dated 18.12.2017

Shri Ravinder bhan
E-204, Muppa Aiswarya,
Narsingi, Rangareddy District,
Hyderabad – 500089

Dear Sir,

Please refer to the appeal dated 19.10.2017 filed by you online under the Right to Information Act, 2005 with the Appellate Authority for non-receipt of reply against your application dated 29.09.2017.

As per records available, the application seeking above information was registered as Application No.375 and reply was provided by the CPIO on 07.12.2017, copy of the reply is enclosed.

In the light of the above, your appeal is hereby disposed of.

(S. K Bhargava)
First Appellate Authority (RTI)

Encl: As above



IS/ISO 9001:2008 Certified

भारतीय अक्षय ऊर्जा विकास संस्था सीमित

(भारत सरकार का प्रतिष्ठान)

Indian Renewable Energy Development Agency Limited

(A Government of India Enterprise)

कॉर्पोरेट कार्यालय : तीसरा तल, अगस्त क्रांति भवन, भीकाजी कामा प्लेस, नई दिल्ली-110 066

Corporate Office : 3rd Floor, August Kranti Bhawan, Bhikaiji Cama Place, New Delhi - 110 066

दूरभाष/Tel.: 011-26717400-12, फॅक्स/Fax : 91-11-26717416, ई-मेल/E-mail: cmd@ireda.gov.in वेबसाइट/Website: www.ireda.gov.in



Office of the Appellate Authority
under Right to Information Act, 2005

Speed Post

16033

Decision No. 15

Dated 08.02.2018

Shri S.K.Nagarwal
B-90, Siddharth Nagar,
Jaipur 302017

o/c

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Shri S.K.Nagarwal, filed an appeal dated 22.12.2017 (received on 28.12.2017) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

Kindly refer to loan given by IREDA to Temple Enterprises Private Limited (or to any other company in which Shri Jay Shah S/o Amitbhai Shah, President BJP has any interest) for setting up a 2.1 MW Wind Energy plant in Madhya Pradesh.

1. In this connection please provide CERTIFIED COPY of following information/ documents -
 - 1.1. All communications exchanged between Temple Enterprise Private Ltd and IREDA.
 - 1.2. Application of loan as submitted by Temple Enterprise Private Ltd alongwith its annexures/documents if any.
 - 1.3. All file notings (alongwith the documents referred therein) of all offices of IREDA and Ministry concerned pertaining to approval, sanction, disbursement and repayment of aforesaid loan.
 - 1.4. Please also allow inspection of all files of all offices of IREDA and Ministry concerned pertaining to approval, sanction, disbursement and repayment of aforesaid loan.
 - 1.5. Policy/rules/eligibility criteria pertaining to loan for 2.1 MW wind energy plant prevailing at the time of approval/sanction of the loan.
 - 1.6. Name, designation, pay scale, present designation/place of posting of all the officials of IREDA who were involved in the decision making process of sanction/approval & disbursement of aforesaid loan.
 - 1.7. All documents in respect of present status of the loan and statement of repayment and outstanding.

प्राप्ति की तारीख 09/21/2018 समय
जारी करने की तारीख 12/21/2018

डाक किसने भेजा नि. क. क. क.
हस्ताक्षर [Signature]

पंजीकृत कार्यालय : भारत पर्यावास केन्द्र, कोर-4-ए ईस्ट कोर्ट, प्रथम तल, भीकाजी कामा प्लेस, नई दिल्ली-110 003

1.8. All documents in respect of present status of the 2.1 MW wind energy plant, its production etc. for which the loan was given.

2. Please note that if any of the information is said to be voluminous then inspection of the same may be allowed to identify and limit the required information.
3. As per record available, the application seeking above information was registered as Application No.393 and following reply was provided by the CPIO within the stipulated period under the Act.

Sl. No.	Information sought by the applicant	Reply by CPIO
1)	<p>In this connection please provide CERTIFIED COPY of following information/ documents -</p> <p>1.1.All communicatins exchanged between Temple Enterprise Private Ltd and IREDA.</p> <p>1.2. Application of loan as submitted by Temple Enterprise Private Ltd alongwith its annexures/documents if any.</p> <p>1.3. All file notings (alongwith the documents referred therein) of all offices of IREDA and Ministry concerned pertaining to approval, sanction, disbursement and repayment of aforesaid loan.</p> <p>1.4. Please also allow inspection of all files of all offices of IREDA and Ministry concerned pertaining to approval, sanction, disbursement and repayment of aforesaid loan.</p> <p>1.5. Policy/rules/eligibility criteria pertaining to loan for 2.1 MW wind energy plant prevailing at the time of approval/sanction of the loan.</p> <p>1.6. Name, designation, pay scale, present designation/place of posting of all the officials of IREDA who were involved in the decision making process of sanction/approval & disbursement of aforesaid loan.</p> <p>1.7. All documents in respect of present status of the loan and statement of repayment and outstanding.</p> <p>1.8. All documents in respect of present status of the 2.1 MW wind energy plant, its production etc. for which the loan was</p>	<p>IREDA has not given any loan to Temple Enterprises. However IREDA has financed M/s Kusum LLP where Sh. Jay Shah is one of the partners.</p> <p>All the other information relates to third party and commercial confidence and is therefore exempt from disclosure as per S 8(1) (d) of RTI Act.</p>



	given.	
2)	Please note that if any of the information is said to be voluminous then inspection of the same may be allowed to identify and limit the required information.	This being a third party information is exempted from disclosure as per Section 8(1)(d) of RTI Act, 2005.

4. It is observed that the CPIO has examined the request made by the appellant and was of the view that information sought by the appellant/applicant in respect of point No.1 and 2 pertain to third party information which is exempted under Section 8 (1) (d) of the RTI Act, 2005.

5. Ground for appeal:

- That the CPIO has failed to provide germane reasons to show how disclosure of sought information would harm competitive position of a third party hence invoking of Section 8(1)(d) is illegal.

6. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and find that the CPIO has provided the information that loan has been given to M/s.Kusum Finserve LLP. I note that the information not provided is exempted from disclosure as per Section 8(1) (d), (e) and (j) of the Right to Information Act, 2005. It may be noted that the information and details of our borrowers is held by us in in fiduciary relationship and the same is privy only between the borrower and our Company, therefore the same cannot be disclosed. Similar matter has also been decided by the Hon'ble CIC vide its order no CIC/YA/A/2016/000446.

The relevant provisions of the Act is reproduced as under:-

Section 8. Exemption from disclosure of information.—(1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen,—

(d) information including commercial confidence, trade secrets or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information;

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(j) 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



7. In the light of the above, I do not find any defect in the reply provided by the CPIO to the appellant. The appeal is disposed of accordingly. Copy of decision be sent to the Appellant as well as to CPIO.



(S. K. Bhargava)

Appellate Authority

SPEED POST

DY No. 1037

**Office of the Appellate Authority
under Right to Information Act, 2005
Indian Renewable Energy Development Agency Ltd
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066**

Decision No. 20

Dated 04.05.2018

Ms. Tajinder Kaur,
#433, Urban Estate,
Phase 1, Jalandhar (Punjab)

.....Appellant

Central Public Information Officer
Indian Renewable Energy Development Agency Limited
(A Govt. of India Enterprise), Corporate Office: 3rd Floor,
August Kranti Bhawan, Bhikaiji Cama Place,
New Delhi-110066

.....Respondent

ORDER

Ms. Tajinder Kaur, filed an appeal dated 23.03.2018 (received on 28.03.2018) under the Right to Information Act, 2005 with the Appellate Authority against the reply of Central Public Information Officer (CPIO), IREDA Limited seeking following information.

1. Please provide Certified copies of "Attendance register/Attendance Sheet of all Staff Members" in your office from 01.11.2017 to 30.11.2017.
2. Please provide Certified copies of "Movement register of all Staff Members of all Staff Members" in your office from 01.11.2017 to 30.11.2017.

II As per record available, the application seeking above information was registered as Application No.412 and following reply was provided by the CPIO.

Sl. No.	Information sought by the applicant	Reply of IREDA
1)	Please provide Certified copies of	The information sought by you is held in

दि. की तारीख 7-5-2018 समय 3 PM
कार्रवाई की तारीख 8-5-2018
डाक किसिम नं. D(F)
साक्षर su

	"Attendance register/Attendance Sheet of all Staff Members" in your office from 01.11.2017 to 30.11.2017.	fiduciary capacity and relates to personal information therefore is exempted from disclosure as per " Section 8(1)(e) and (j) of The Right to Information Act, 2005 as stated below.
2)	Please provide Certified copies of "Movement register of all Staff Members of all Staff Members" in your office from 01.11.2017 to 30.11.2017.	The information sought by you is held in fiduciary capacity and relates to personal information therefore is exempted from disclosure as per " Section 8(1)(e) and (j) of The Right to Information Act, 2005 as stated below.

1. It is observed that the CPIO has examined the request made by the appellant and stated that The information sought by you is held in fiduciary capacity and relates to personal information therefore is exempted from disclosure as per "**Section 8(1)(e) and (j) of The Right to Information Act, 2005.**
2. Ground for appeal:
 - The information I required is not related with anyone personal, I need information of all the employees of IREDA who worked in IREDA during 01.11.2017 to 30.11.2017.

3. Observations and decision:

I have perused the records and relevant provisions of the Right to Information Act, 2005 and observed that the CPIO has not provided the information relating to attendance records of employees of IREDA and I find the information not provided by the CPIO relates to personal information of employees of IREDA and is held by IREDA in fiduciary capacity. Therefore, the same exempted from disclosure as per Section 8(1) (e) and (j) of the Right to Information Act, 2005. I note that the details of our employees is a sensitive information the disclosure of which may endanger the life or physical safety, the same is exempted from disclosure as per section 8 (1) (g) of the RTI Act, 2005. The relevant provisions of RTI Act are as under:

8. Exemption from disclosure of information.—

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

(e) information available to a person in his fiduciary relationship, unless the competent authority is satisfied that the larger public interest warrants the disclosure of such information;

(g) information, the disclosure of which would endanger the life or physical safety of any person or identify the source of information or assistance given in confidence for law enforcement or security purposes;

(j) 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: Provided that the information, which cannot be denied to the Parliament or a State Legislature shall not be denied to any person.

It may also be note that in the judgments quoted by you, the issue involved is different from the issue involved in your application.

4. In the light of the above, having considered the facts in the matter, and the provisions of the RTI Act afore mentioned, I do not find any defect in the reply provided by the CPIO to the appellant. And the information sought is exempted from disclosure as per the RTI Act. Hence I dismiss the appeal. Copy of decision be sent to the Appellant as well as to CPIO.

(S. K Bhargava)
Appellate Authority