**By Regd. Post AD**

Ref.No. 3634/FAA/2015-16/A-11 October 16, 2015

***APPELLATE AUTHORITY UNDER***

***RIGHT TO INFORMATION ACT (RTI ACT), 2005***

***SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA (SIDBI)***

***Appeal No.11/2015-16***

**APPEAL UNDER SECTION 19(1) OF THE RTI ACT BY SHRI BALMUKUND J. SANGANI AGAINST THE ORDER No.1616 DATED 09/09/2015 OF CENTRAL PUBLIC INFORMATION OFFICER (CPIO) OF SIDBI REGARDING HIS RTI APPLICATION DATED 01/08/2015**

**Background :**

The Information Seeker Shri Balmukund J. Sangani, “Sati Surapura Krupa”, Plot No.119, Seri No.9, Kuvani Line, Green City, Opp. Pump House, Ranjeet Sagar Road, Jamnagar - 361005 filed an application dated August 01, 2015 under the provisions of the Right to Information Act, 2005 (RTI Act) before the CPIO of Small Industries Development Bank of India (SIDBI), requesting SIDBI to provide copy of the documents viz.

* Rent agreement,
* Details of payments of works / electricity bill / ST/CST,
* Copy of audit report, etc.

submitted by partners of M/s.Arpit Industries, 5 Arya Estate Haria College Road, Jamnagar while seeking loan from SIDBI.

The said application was disposed off by CPIO vide his order No.1616 dated September 09, 2015 refusing to part with the information of its customer to a third party by claiming exemption U/S.8(1)(d) and (e) of the RTI Act.

 Not satisfied with the said order, Shri Balmukund J Sangani has appealed against the order of CPIO and requested intervention of FAA in providing him the copies of above documents.

 I have perused the application dated August 01, 2015 of the applicant, order of CPIO dated September 09, 2015 and also the grounds of appeal vide letter dated October 03, 2015 received at FAA on October 14, 2015. I observe that information asked by the appellant pertains to third party borrower of SIDBI, which is held by it in commercial confidence. This information which is held in fiduciary capacity pertains to a constituent of SIDBI disclosure whereof is not in larger public interest. Such disclosure is exempted under the RTI Act and CPIO has rightly claimed exemptions.

**ORDER**

 I find no infirmity with the impugned orders passed by CPIO, the appeal is accordingly dismissed.

 Order accordingly,

 Copy of this order be sent to the Information Seeker and CPIO.

 **Sd/-**

 **(शैलेन्द्र महलवार / Shailendra Mahalwar)**

**मुख्य महाप्रबंधक, प्रथम अपीलीय प्राधिकारी /**

**Chief General Manager**

**First Appellate Authority**

Endt. No.3634A/FAA/2015-16/A-11 of date

1] Shri Balmukund J. Sangani, “Sati Surapura Krupa”, Plot No.119, Seri No.9, Kuvani Line, Green City, Opp. Pump House, Ranjeet Sagar Road, Jamnagar – 361005

2] Shri U.S.Lal, GM [Legal] & CPIO, SIDBI, Head Office, Lucknow.

**प्रथम अपीलीय प्राधिकारी का कार्यालय**

**Office of FAA**