

**OFFICE OF THE FIRST APPELLATE AUTHORITY**  
**(Appointed under the Right to Information Act, 2005)** National  
Institute of Educational Planning & Administration  
17-B, Sri Aurobindo Marg, New Delhi-110016

**Appeal No. NUEPA/A/E/24/00007**  
**Dated 02.09.2024**

IN THE MATTER OF:

SH. RUDRA PRATAP  
UTTAR PRADESH  
(email: [rudra14.pratap@gmail.com](mailto:rudra14.pratap@gmail.com))

Appellant

Vs.

Central Public Information Officer  
National Institute of Educational Planning &  
Administration (NIEPA)  
17-B, Sri Aurobindo Marg, New Delhi-110016

Respondent

Date of Order: 18<sup>th</sup> September, 2024

**ORDER**

- (a) The Appellant has filed first appeal on 02/09/2024 Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. No. RTI Reg.No.NUEPA/A/E/24/00022 dated 07-08-2024 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the NIEPA.
- (b) The text of RTI First Appeal is “sought information is denied under clause 8(i)(d) of RTI Act – 2005 however the sought information may not come under the said clause. This shows unwillingness to provide the sought information. It is requested to provide the information as soon as possible or provide the details how the sought information is under clause 8(i)(d) of RTI Act.”
- (c) The Appellant has informed in the instant appeal that “refused access to Information requested.”
- (d) The appellant vide email dated 03.09.2024 was requested to appear for hearing in the Office of the FAA.
- (e) The Appellant vide his email dated 11.09.2024 had refused to attend the hearing with the FAA. Hence, the matter was decided ex-parte.
- (f) The reply of the Respondent against the instant appeal is as under: -
1. It is submitted that the information sought by the Applicant (Appellant hereinafter) in response to his RTI Application No. NUEPA/R/E/24/00022 dated 07.08.2024 falls under clause 8(i)(d) of RTI Act 2005, which states that “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” hence cannot be provided.
  2. The contents as above made in the RTI reply stands as it is and are candid”.



- (g) This Office has carefully considered the application, the response, the appeal and the records made available and the matter was decided based on the material available on record.
- (h) The office directs the CPIO to provides the desired information.

The appeal is accordingly disposed of.

Sd/-

(Mr. Surya Narayana Mishra)  
First Appellate Authority

Copy to:

1. SH. RUDRA PRATAP  
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2. Central Public Information Officer  
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3. System Analyst - For publishing on the website