

No. 5/52/2016-1AR
Government of Haryana
Administrative Reforms Department

Dated Chandigarh the, 05th January, 2021

To

- (i) All the Administrative Secretaries to Govt. Haryana.
- (ii) All Heads of Departments in Haryana.
- (iii) All the Chief Administrators and Managing Directors of Boards/Corporations in Haryana.
- (iv) All the Divisional Commissioners in Haryana.
- (v) All the Registrars of University in Haryana.

Subject:- Decision dated 13.11.2019 of Hon'ble Supreme Court of India, in Civil Appeal No. 10044 of 2010 titled as Central Public Information Officer, Supreme Court of India Vs. Subhash Chandra Agarwal.

Sir/Madam,

I am directed to address you on the subject cited above and to say that Hon'ble Supreme Court of India in para no. 59 of the above referred case has defined 'personal information'. The relevant part of the judgement is reproduced below:

"Reading of the aforesaid judicial precedents, in our opinion, would indicate that personal records, including name, address, physical, mental and psychological status, marks obtained, grades and answer sheets, are all treated as personal information. Similarly, professional records, including qualification, performance, evaluation reports, ACRs, disciplinary proceedings, etc. are all personal information. Medical records, treatment, choice of medicine, list of hospitals and doctors visited, findings recorded, including that of the family members, information relating to assets, liabilities, income tax returns, details of investments, lending and borrowing, etc. are personal information. Such personal information is entitled to protection from unwarranted invasion of privacy and conditional access is available when stipulation of larger public interest is satisfied. This list is indicative and not exhaustive."

You are, therefore, requested to bring in the notice of all concerned SPIOs under your control for compliance.

Yours faithfully,

Santosh
5/11/2021

(Santosh Kumari)

Under Secretary, Administrative Reforms,
for Chief Secretary to Government, Haryana.
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A copy is forwarded to Secretary, State Information Commission, SCO No. 70-71, (1st Floor), Sector 8-C, Chandigarh w.r.t. his letter No. 7154/SCIC/EA-I dated 03.07.2019 for information.

Santosh
5/11/2021

(Santosh Kumari)

Under Secretary, Administrative Reforms,
for Chief Secretary to Government, Haryana.