

CENTRAL INFORMATION COMMISSION
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Appeal No. CIC/RK/A/2016/001235

Appellant: O P Dhama
H No. 7-A, Sec 49, Sainik Colony , Faridabad
121001 HR (9899078457)

Respondent: 1. Central Public Information Officer
Addl. Registrar Supreme Court of India Tilak Marg,
New Delhi 110001
2. Central Public Information Officer
M/o Law & Justice, Deptt. Of Justice, 26, Man
Singh Road, Jaiselmer House, New Delhi-110011

Date of Hearing: 06.12.2016

Dated of Decision: 06.12.2016

ORDER

Facts:

1. The appellant filed RTI application dated 26.11.2015 seeking information regarding total number of sanctioned , filled up and vacant posts of the judges in the Supreme Court of India and all the High Courts of States and Union Territories of India, copy of guidelines/rules & regulations of appointment of judges of Supreme Court of India etc.

2. The CPIO responded on 02.12.2015, 10.12.2015. The appellant filed first appeal on 07.01.2016 with the First Appellate Authority (FAA). The FAA responded on 28.01.2016. The appellant filed appeal on 31.03.2016 before the Commission with the plea that the sought for information has not been provided to him.

Hearing:

3. The appellant and the respondent both participated in the hearing.

4. The appellant stated that his RTI application was transferred to Ministry of Law & Justice while information on some issues was provided by

the Supreme Court. The appellant stated that he has received information only on point no. 1 but on the remaining points he has not been provided complete information.

5. The CPIO of the Supreme Court stated that they have transferred the application to the Ministry of Law & Justice as the subject matter is connected to them.

6. The respondent, Ministry of Law & Justice, stated that the appellant has been replied to vide letter dated 01.02.2016. They stated that the appellant has sought information in his own format and they do not maintain the information as per his format. Further, they do not maintain SC/ST status etc. of persons being appointed. The respondent stated that pointwise reply has been given to the appellant.

7. The appellant stated that the information with regard to oldest date of vacancy and number of vacant post of judges in High Courts should be available with the respondent.

8. The respondent stated that they have maintained year wise vacancy position; the position of vacancy on a specific date is not readily available with them. However, they will inform the appellant oldest (by year) vacancy position of judges of High Courts.

Discussion/ observation:

9. The respondent can provide further information as per para 8 above.

Decision:

10. The respondent is directed to provide information on oldest (by year) vacancy position of judges in High Courts, within 30 days of this order.

The appeal is disposed of. Copy of the order be given to the parties free of cost.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar