

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
Tel : +91-11-26186535

Complaint No. CIC/YA/C/2016/000025/HCOST

Complainant: B. Bharathi

Respondent: Public Information Officer
Registrar (Admin), Madras High Court,
High Court Road, Parrys, George Town,
Chennai, Tamil Nadu-600104.

Date of Hearing: 06.09.2017

Dated of Decision: 06.09.2017

ORDER

Facts:

1. The complainant filed RTI application dated 11.11.2015 seeking information on 5 points regarding vacancies and rules relating to appointment of judicial officers/judges in the Union Territory of Puducherry including name and designations of judicial officers belonging to Tamil Nadu working in courts of Union Territory of Puducherry.
2. The CPIO response is not on record. The complainant filed first Appeal dated 30.12.2015. The FAA response is not record. The complainant filed a complaint on 07.01.2016 before the Commission on the ground that information was not provided to him.

Hearing:

3. Both the parties participated in the hearing through video conferencing.
4. The complainant stated that larger public interest is involved in the matter, therefore, the respondent should provide him the sought for information. Further, he requested the Commission for imposition of penalty on the concerned CPIO for not providing the sought for information within the timelines prescribed in the RTI Act. In addition, he sought for compensation

from the respondent for monetary loss and sufferings caused to him while pursuing the case.

5. The respondent stated that the RTI application of the complainant broadly revolves around two aspects. Firstly, transfer and posting of two judicial officers of Union Territory of Puducherry. Secondly, general information relating to transfer and posting of judicial officers of Tamil Nadu cadre. The first part of this RTI application is 'personal' information of third party falling within the exemption available under Section 8(1)(j) of the RTI Act. Further, with regard to second part of the RTI application, the Hon'ble Madras High Court vide W.P. No. 42137 of 2016 dated 03.01.2017 has stayed release of information on the same subject matter. In view of the aforesaid order dated 03.01.2017, they are unable to provide the sought for information.

Discussion/ observation:

6. The respondent has informed the Commission that the Hon'ble Madras High Court vide W.P. No. 42137 of 2016 dated 03.01.2017 has stayed the release of sought for information on the same subject matter. In view of the above, the action/steps taken by the respondent in dealing with the RTI application is satisfactory.

Decision:

7. No further intervention of the Commission is required in the matter.

The complaint 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