

ഒന്നാം അപ്പീൽ തീർപ്പാക്കുന്നതിന്റെ ഭാഗമായി
അപേക്ഷകന് Hearing നുള്ള അവസരം
നഷ്ടിയിരിക്കേണ്ടതാണ്

CIC/SA/A/2014/000254 decision dated 12.11.2014 in which the Commission had observed that:

"Passing orders in first appeal without hearing or sending hearing notice is illegal and will render the order invalid. The Commission sets aside the order of First Appellate Authority for violating RTI Act and breach of natural justice by denying the appellant a chance of presenting his case and by raising entirely a new defence which was never claimed. Commission finds it deserves action though the concerned officer retired from service and recommends Public Authority to initiate disciplinary action against the concerned FAO for acting totally against the RTI Act in this case."

7. In view of the above, the Commission recommends to the FAA to give a personal hearing to the RTI applicant whenever any specific request for the same had been made by the him.

(Manjula Frasher)
Information Commissioner