

വിവരാവകാശ നിയമപ്രകാരം ഒന്നാം അപ്പീൽ തീർപ്പാക്കുമ്പോൾ അത് proper proceeding രൂപത്തിൽ ആയിരിക്കേണ്ടതാണ്. ആ ഉത്തരവിൽ പബ്ലിക് ഇൻഫർമേഷൻ ഓഫീസർക്ക് വ്യക്തമായ നിർദ്ദേശം നൽകിയിട്ടുണ്ടായിരിക്കണം.

10. The Commission observed that the State Public Information Officer failed to provide the information within 30 days. The Appellate Authority failed to dispose the appeal according to the law. The proper procedure to decide the appeal had not been followed by the Appellate Authority. The grievances of the appellant were redressed by providing the Non Liability certificate and disbursing the gratuity and pension commutation amount. Here the Appellate Authority was deciding only an administrative matter. The disposal of the first appeal as per the Right to Information Act should be by a proper proceeding directing the State Public Information Officer either to provide or not to provide the information requested by the applicant. In this case the information required by the appellant is not yet provided.

11. The Commission viewed this matter very seriously, and strictly warn the State Public Information Officer and the Appellate Authority that they should be more careful in dealing with RTI cases in future. They are advised to study the provisions of the RTI Act properly.

12. The Commission order that the information sought for by the appellant shall be provided to him within 7 days from today, free of cost, and report compliance to the Commission.

The appeal is disposed off, accordingly.

Dated this the 24th day of November, 2008.