

A. Senthilkumar Vs. The Registrar, Tamil Nadu State Information Commission, Teynampet and Others

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Court : Chennai Madurai

Decided On : Aug-05-2016

Judge : M. Venugopal

Appeal No. : W.P (MD) No. 14087 of 2016

Appellant : A. Senthilkumar

Respondent : The Registrar, Tamil Nadu State Information Commission, Teynampet and Others

Judgement :

(Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the first respondent to dispose of the appeal filed by the Petitioner dated 23.2.2015 before the first respondent/Commission within the time bound fixed by this Court.)

1. Heard both sides.

2.By consent of both sides, the main Writ Petition itself is taken up for final disposal.

3.No counter is filed on behalf of the Respondents.

4. According to the Petitioner, he preferred an appeal under Section 19(3) of the Right to Information Act before the First Respondent on 23.2.2015 and purportedly sent reminders on 13.7.2015 and 11.5.2016 respectively. It appears that the said appeal was not taken on file by the First Respondent.

5. The grievance of the Petitioner is that no number was assigned to his appeal by the First Respondent and after numbering of the same, the matter requires disposal in the hands of the First Respondent. Hence the Petitioner has filed the present Writ Petition before this Court praying for passing of necessary orders in the subject matter in issue.

6. Considering the fact the Petitioner has preferred an appeal before the First Respondent on 23.2.2015 and the same is pending without any disposal or progress till this date, at this stage, this Court, without going into the merits and contents of the appeal, dated 23.2.2015 preferred by the Petitioner, directs the First Respondent/The Registrar, Tamil Nadu State Information Commission, No.2, Thiyagaraya Salai, Teynampet, Chennai-18 to assign number to the appeal filed by the Petitioner within a period of two weeks from the date of receipt of a copy of this order, if not already numbered. Thereafter, the First Respondent is to take the appeal after numbering, on file and to dispose of the same in the manner known to Law and in accordance with Law (of course after providing necessary opportunity to the Petitioner and others concerned, if any, by adhering to the principles of natural justice in true letter and spirit) within a period of six weeks from the date of receipt of a copy of this order. The Petitioner is directed to lend his assistance and co-operation in this regard, to the First Respondent, in disposing of his appeal, dated 23.2.2015, within the time specified by this Court.

7. With the aforesaid observation(s) and direction(s), the Writ Petition stands disposed of. No costs.

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