



Personnel and Administrative Reforms (AR.III) Department, Secretariat, Chennai-600 009.

Letter (Ms)No.16152/AR.3/2017-1, dated: 16.06.2017.

From
Thiru P.W.C. Davidar, IAS.,
Secretary to Government (i/c).

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To
All Departments of Secretariat,
All Heads of Departments,
All District Collectors.

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11/7/17



Sir/Madam,

Sub: Right to Information Act, 2005 – Challenging the order of Tamil Nadu Information Commission for imposing penalty – Appearance by the Special Government Pleader as counsel for the Public Information Officer – Instructions issued – Reg.

US (Admin)

Ref: From the Secretary, Tamil Nadu Information Commission, Letter No.8184/Writ/2017, dated 08.05.2017.

11/7/17
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I am directed to state that, in the letter cited, the Secretary, Tamil Nadu Information Commission has informed that the Public Information Officer, Office of the Joint Commissioner (CT), Enforcement-I, Greams Road, Chennai – 600 006 has filed Writ Petition.No.5992 of 2017 in the High Court of Madras challenging the orders of the Tamil Nadu Information Commission, dated 22.09.2015 in SA.No.12009/F/2015 (Case No.2783/Enquiry/F/2013) (14249/2014). In the Commission's order, the Public Information Officer was ordered to pay a penalty of Rs.25,000/-, vide section 20(1) of the Right to Information Act, 2005 besides it was also recommended to initiate disciplinary proceedings by the appropriate authority against the Public Information Officer as per section 20(2) of the Right to Information Act, 2005. While the aggrieved person has a right to move the Court, it is seen that in this case, the Special Government Pleader (Taxes) is shown as the counsel for the Writ Petitioner. In effect, Government machinery has been used to thwart an order of the Commission.

