



RIGHT TO INFORMATION ACT-2005

## TAMIL NADU INFORMATION COMMISSION

Kamadhenu Co-operative Super Market Building First Floor,  
New No.378, Anna Salai, Teynampet, Chennai – 600018. Phone: 2431 2841

### **Case No,39172 & 39173/Enquiry/2008**

**Date of Enquiry: 24<sup>th</sup> September 2009 at CHENNAI**

**Present: Thiru S. RAMAKRISHNAN, I.A.S.,(Retd.),  
State Chief Information Commissioner**

**Thiru G. RAMAKRISHNAN, I.A.S.,(Retd.),  
State Information Commissioner**

**Petitioner: Thiru V. Madhav, Flat 31, Block IV, Maan  
Sarovar Raja Apartments, 11-A, Arcot Road,  
Porur, Chennai – 600 118.**

**Public Authority: The Public Information Officer, Personnel and  
Admn.Reforms Dept., Chennai – 600 009.**

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Both the parties were present.

The petitioner filed an RTI petition, according to him on 30-8-2008, asking about the appointment procedures of Information Commissioners from the Personnel and Administrative Reforms Department, Secretariat, Chennai. Not getting a reply, he filed an appeal on 15-10-2008, enclosing a copy of the original RTI application and finding no response, he made the second appeal to the Commission on 11-12-2008 received in the Commission's office on 12-12-2008 resulting in today(24-9-2009)'s enquiry.

The public authority stated that they have not received the original application at all in their office and they sent a reply on 5-11-2008 informing the petitioner that since the original petition was not received and the copy of petition they received along with the appeal does not have the payment enclosed with it, the appeal cannot be taken as an appeal.

The petitioner confirms that unfortunately he does not have the proof of having dispatched the original petition and states that he has not received the department letters alleged to have been sent on 5-11-2008.

The Commission is distressed that the Personnel and Administrative Reforms Department, being the nodal department should have taken a very restrictive view of the RTI petition. The Commission therefore suggests that the petitioner give a copy of his original application to the Department, who should give the reply **within a week of its receipt.**

STATE INFORMATION COMMISSION

Orders approved on 16<sup>th</sup> October 2009  
Under orders of the Commission

(S. MOHANA DHAS)  
ASSISTANT REGISTRAR

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The Public Information Officer,  
Personnel and Administrative  
Reforms Department,  
Secretariat, Chennai – 600 009.

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Flat 31, Block IV,  
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Porur, Chennai – 600 118.