



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26-11-2021

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

WP No.14711 of 2014

C.Balasundaram

.. Petitioner

vs.

1.The Block Development Officer,
(Village Panchayats),
Authority Under R.T.I. (Public
Information Officer under the
Rights of Information Act, 2005),
Kottankolathur,
Chengalpattu Taluk,
Kancheepuram District.

2.The Assistant Director (Panchayats),
The Appellate Authority Under Rights
Of Information Act, 2005,
Collector's Office,
Kancheepuram.

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the first respondent to furnish the three documents required by the petitioner as mentioned in the Application of the petitioner dated 15.04.2013 filed under R.T.I Act, which was also directed by the Appellate Authority under Section 19(1) of R.T.I Act in the Appeal dated 11.06.2013 to the petitioner forthwith.

For Petitioner : Mr.K.R.Krishnan

For Respondent-1 : Mr.V.Jayaprakash Narayanan

For Respondent-2 : Mr.C.Jayaprakash,
Government Advocate.

O R D E R

The relief sought for in the present writ petition is to direct the the first respondent to furnish the three documents required by the petitioner as mentioned in the Application of the petitioner dated 15.04.2013 filed under R.T.I



Act, which was also directed by the Appellate Authority under Section 19(1) of R.T.I Act in the Appeal dated 11.06.2013 to the petitioner forthwith.

2. This Court is of the considered opinion that in the event of failure on the part of the Public Information Officer to furnish the informations sought for by the Information Seeker, the remedy is before the State Commission, under the provisions of the RTI Act before exhausting the remedy available before the State Commission, has approached this Court and therefore, the writ petition need not be entertained. Thus, the petitioner is at liberty to approach the State Commission in the manner prescribed under the provisions of the RTI Act.

3. Accordingly, the writ petition stands disposed of. However, there shall be no order as to costs.

Sd/-
Assistant Registrar (Cs-VIII)

//True copy//

Sub Assistant Registrar

Svn

To

1.The Block Development Officer,
(Village Panchayats),
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2.The Assistant Director (Panchayats),
The Appellate Authority Under Rights
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Collector's Office,
Kancheepuram.

+1cc to Mr.K.R.Krishnan, Advocate SR.No.61876

+1cc to Government Pleader SR.No.62210

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AK II(CO)
GMY(08/12/2021)