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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 05.07.2022

CORAM

THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN

WP(MD)No.14147 of 2022

N.Vijayalakshmi

... Petitioner

V.

1.The District Collector,
Office of the District Collector,
Thanjavur – 613 001.

2.The Tahsildar cum Public Information
Officer,
Thanjavur Taluk, Thanjavur – 613 001.

3.The Tamilnadu Information Commission,
No.2, Sir Thiyagaraya Road,
Teynampet, Chennai – 600 018.

4.S.T.Vallimuthu

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Prohibition, prohibiting the second respondent from disclosing the information regarding my family to the third party/stranger by issuing the certified copy of our legal heir certificate of the petitioner's father Late.K.Selvarathinam to the third party the fourth respondent herein under Right to Information Act by considering the petitioner's representation dated 21.04.2022.



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For Petitioner

: Mr.T.Kamaraj

For Respondents

: Mr.N.Ramesh Arumugam
Government Advocate for R1

ORDER

The learned counsel appearing for the petitioner and the learned Government counsel for the first respondent.

2.The petitioner wants this Court to restrain the second respondent from disclosing the personal information relating to the petitioner's father. It appears that a third party has sought information under the Right to Information Act. The petitioner would state that under Section 8(1)(j) of the Right to Information Act, 2005, the personal information cannot be furnished. This Court cannot assume in advance that the authority will not bear the statutory exemption in mind while considering the application submitted by the fourth respondent. When the authority is engaged in discharging his statutory function, this Court will not be justified in micro managing the same. The writ petition stands disposed of. No costs.

05.07.2022

Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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