



WEB COPY



W.P. No. 11513 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.12.2023

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 11513 of 2021

A. Sivakumar

... Petitioner

-VS-

1. State Information Commission,
No.2, Thiyagaraja Salai,
Aalai Amman Kovil Street,
Teynampet, Chennai 600 018.

2. The Appellate Authority,
Mines and Minerals,
Collectorate Office, Perambalur 621 212.

3. The Information Officer,
Mines and Minerals,
Collectorate Office, Perambalur 621 212.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the respondents to provide all the documents to the petitioner claimed through his appeal dated 19.09.2020 immediately.

For Petitioner : No appearance

For Respondents : Mr. C. Vigneshwaran (R1)

Mr. U. Baranidharan (R2 and R3)
Additional Government Pleader



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ORDER

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Heard Mr. C. Vigneshwaran, Learned Counsel for the First Respondent and Mr. U. Baranidharan, Learned Additional Government Pleader appearing for the Second and Third Respondents and perused the materials placed on record, apart from the pleadings of the parties.

2. There is no representation for the Petitioner when the matter is called at 11.20 a.m and 1.30 p.m. Today.

3. The Writ Petition has been filed for directing the Second and Third Respondents to provide all the documents to the Petitioner claimed through his second appeal dated 19.09.2020 filed under Section 19(3) of the Right to Information Act, 2005.

4. Learned Counsel for the First Respondent, on instructions, states that the Second Appeal filed by the Petitioner has been taken on file as Case No. SA/7772/D/2020 and that it would be listed for hearing as per the chronological sequence of filing in due course. The said submission is placed on record.



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5. Having regard to the limited nature of relief sought in the Writ Petition,

the Second Appeal in Case No. SA/7772/D/2020 shall be listed before the First Respondent on 05.06.2024. If the First Respondent is not in a position to take up the matter for hearing on that date, it shall inform to all parties concerned of the date of hearing to which it is adjourned in the prescribed manner. The Petitioner and the Second and Third Respondents shall appear for the said hearings without fail. It shall be incumbent upon the First Respondent to afford full opportunity of hearing to all parties concerned following the prescribed procedure in consonance with the principles of natural justice, deal with each of the contentions raised and pass reasoned orders on merits and in accordance with law and communicate the decision taken to them under written acknowledgment.

In the result, the Writ Petition is disposed on the aforesaid terms. No costs.

19.12.2023

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 18.04.2024.

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To

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1. State Information Commission,
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Teynampet, Chennai 600 018.
2. The Appellate Authority,
Mines and Minerals,
Collectorate Office, Perambalur 621 212.
3. The Information Officer,
Mines and Minerals,
Collectorate Office, Perambalur 621 212.

Copy to

A.Sivakumar,
S/o. K.Annamalai,
48-C/23, Warners Road,
Contonement,
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P.D. AUDIKESAVALU, J.

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