

BDP-SPS-

BHARAT
DASHARATH
PANDITDigitally signed by
BHARAT
DASHARATH
PANDIT
Date: 2024.05.07
16:45:48 +0530**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CIVIL APPELLATE JURISDICTION****WRIT PETITION NO. 5470 OF 2022**

Dr. Susy Kuriakose)
 Flat No.6, Utkarsh, 1035)
 J.A. Raul Marg, Prabhadevi)
 Mumbai 400 025) Petitioner.

V/s

1] Minister of Law and Justice,)
 State of Maharashtra, Mantralaya,)
 Mumbai – 400 032)
 Through its Secretary)
)
 2] Chief Information Commissioner)
 Maharashtra State Information)
 Commissioner, Mumbai Division,)
 13th Floor, New Administrative)
 Building, Mantralaya, Mumbai-400032)
)
 3] Public Information Officer,)
 C/o. Registrar, Bhavan's Hazarimal)
 Somani College of Arts & Science &)
 Jayaramdas Patel College of Commerce,)
 Munish Sadan, Kulapati KM Munshi)
 Marg, Chowpatty, Mumbai – 400007)
)
 4] First Appellate Authority)
 C/o. Principal, Bhavan's Hazarimal)
 Somani College of Arts & Science &)
 Jayaramdas Patel College of Commerce,)
 Munshi Sadan, Kulapati KM Munshi)
 Marg, Chowpatty, Mumbai 400007) Respondents.

Mr. Ashwin Vasista, Advocate for the Petitioner.

Mr. B.V. Samant, Addl. G.P. a/w Mr. N.K Rajpurohit for Respondent No.1/State.

**CORAM: A.S. CHANDURKAR &
JITENDRA JAIN, JJ.**

DATE: 3rd May, 2024

ORAL JUDGMENT: (A. S. Chandurkar, J.)

1] Considering the nature of directions that are proposed to be issued, service on Respondent Nos. 2 to 4 is dispensed with.

2] Rule. Rule is made returnable forthwith.

3] The learned Assistant Government Pleader appears for Respondent No.1.

4] In proceedings under the Right to Information Act, 2005, the petitioner had sought information which was directed to be supplied by the order dated 12/11/2018 passed by the Commissioner, State Information Commission, Mumbai.

5] Since the requisite information was not supplied, the Petitioner has made a complaint under Section 18 of the Act of 2005 on 21/12/2018. It is the grievance of the Petitioner that the said complaint has not been decided despite the fact that on 09/09/2021

and 20/03/2024 a request in that regard had been made.

6] In the aforesaid facts, the Respondent No.2 – Chief Information Commissioner, Maharashtra State Information Commission is directed to consider the Petitioner's complaint dated 21/12/2018 which is numbered as Complaint No.4 of 2019 on its own merits in accordance with law and decide the same within a period of three months on receipt of copy of this order. The Petitioner to furnish copy of this order in the office of Respondent No.1.

7] Rule is disposed of in aforesaid terms with no order as to costs.

[JITENDRA JAIN, J.]

[A.S. CHANDURKAR, J.]