



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.2924 OF 2020

[Yogeshwari D/o Arunaro Paralikar ..Vs.. State Information
Commissioner, Amravati and Others] WITH

WRIT PETITION NO.399 OF 2021

[Sagar Narayan Bhagwat and Another ..Vs.. State Information
Commissioner, Amravati and Others]

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.*

Court's or Judge's order

Mr K. P. Mahalle, Advocate for Petitioner.
Ms R. V. Sharma, AGP for Respondent/State.

CORAM : SIDDHESHWAR S. THOMBRE, J.

DATE : 21st NOVEMBER, 2025.

1. Heard Mr. K. P. Mahalle, learned counsel for the petitioners.

2. By way of the present petitions, the petitioners are challenging the order dated 05.02.2020 passed in RMA-Appeal No.AM-1602 of 2017 order dated 19.07.2019 passed in R.M.A. Appeal No.3617 of 2017 by the respondent No.1 - State Information Commissioner, Amravati, whereby a penalty of Rs.20,500/- and Rs.25,000/- respectively was imposed on the petitioners under Section 20(1) of the Right to Information Act, 2005 (for short, "the R.T.I. Act, 2005).

3. Mr. K. P. Mahalle, learned counsel for the petitioners, submits that the State Information Commissioner, Amravati, imposed a penalty stated supra on the petitioners without giving them any show-cause notice.

4. I have gone through the orders passed by the State Information Commissioner, Amravati, and the documents placed before me. Section 20 of the R. T. I. Act, 2005, provides that before imposing any penalty, the State Information Commissioner should issue notice to the concerned officer and call for an explanation. However, it appears that no such opportunity was given to the petitioners in the present cases.

5. In view thereof, both the petitions are **allowed**. The order dated 05.02.2020 passed in RMA-Appeal No.AM-1602 of 2017 and order dated 19.07.2019 passed in R.M.A. Appeal No.3617 of 2017 by the respondent No.1 - State Information Commissioner, Amravati, are hereby quashed and set aside.

6. In view of the above, both the petitions are disposed of.

(SIDDHESHWAR S. THOMBRE, J.)