

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. CIVIL WRIT PETITION NO.1403/08
Ram Bharose Lal Meena vs. Rajasthan
Information Commission & Ors.

Date of order : 15/2/2008.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri D.K. Dixit for the petitioner.

The petitioner has challenged the order dated 5.6.2007 whereby his application demanding certain information was rejected by the competent authority on the ground that the petitioner demanded information through association and not individually. The petitioner has challenged the aforesaid order before the Rajasthan Information Commissioner by way of filing appeal. The appeal was also dismissed by the Commission by order dated 21.7.07, which order is also under challenge.

Learned counsel for the petitioner argued that even if the petitioner while demanding the information / documents used his designation that does not mean that he ceased to be a citizen of this country as

while holding office of the Assistant Engineer, PHED, he was very much a citizen of the nation.

On perusal of the order, I find that the application was rejected not only on the ground that the petitioner applied by his designation but also because he did not timely deposit the requisite fee when demanded.

I therefore do not find any good reason to interfere with the impugned orders passed by the authorities below. However, it is always open to the petitioner to apply afresh by his individual name after depositing the requisite charges as demanded. If any such application is made, the same is liable to be considered by the concerned authorities afresh in accordance with law.

The writ petition is dismissed though with the aforesaid observations.

(MOHAMMAD RAFIQ), J.

RS/