

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**MAIN CASE No.: W.P.Nos.8842, 8947, 8955, 8960 and 9532 of 2022****PROCEEDING SHEET**

Sl. No	DATE	ORDER	
	02.05.2022	<u>DEV, J</u> All these Writ Petitions are filed against the action of the 3rd respondent in non complying the order dated 09.12.2021 of the 1st respondent. 2. The 1st respondent passed order on 09.12.2021 directing the 3rd respondent i.e., the Public Information Officer to furnish information to the petitioner as directed by the Commission on 18.11.2021 on free of cost and also pay compensation of Rs.10,000/- to the petitioner within two weeks and also submit compliance report before the State Information Commission within three(3) weeks from the date of receipt of the order through registered post and through E-mail. 3. The learned counsel for the petitioner submits that inspite of specific direction from the 1st respondent, the 3rd respondent did not furnish the information to the petitioner till date and the compensation is also not paid.	

		4. The learned Standing Counsel for the State Information Commission on instructions submits that inspite of specific direction from the State Information Commission to submit compliance report through registered post and through E-mail within three(3) weeks, the compliance report is not submitted by the 3rd respondent. 5. This Court on 25.04.2022 directed the 3rd respondent to appear before this Court. Accordingly, Smt G.Baby, the Deputy Secretary in the Office of the Commissioner, Andhra Pradesh Vaidya Vidhana Parishad, who is presently designated as Public Information officer present before this Court and submitted that she is designed as Public Information Officer in the office of the Commissioner, Andhra Pradesh Vaidya Vidhana Parishad on 30.03.2022 and as such she did not violated the orders passed by the State Information Commission on 09.12.2021. She further submits that the concerned officer who discharged the functions as public information officer during that period is responsible for non compliance of the orders passed by the State Information	
--	--	---	--

		Commission. 6. On enquiry, the officer present before this Court informed to the Court that one Smt.T.Vijaya Lakshmi, who is presently working as Assistant Director(Administration) in the office of the Commissioner, Andhra Pradesh Vaidya Vidhana Parishad and previously worked as Assistant Secretary in the said office was designated as Public Information Officer to that office prior to 30.03.2022 and she is responsible for non compliance of the order of the State Information Commission. 7. The learned counsel appearing for the 3rd respondent submits that they are ready to furnish the information as directed by the State Information Commission to the petitioner before this Court. He also submits that to pay compensation to the petitioner, the 3rd respondent has drawn demand draft, dated 28.04.2022 in favour of the petitioner and requested to grant permission to hand over the information sought by the petitioner and the demand draft drawn towards payment of compensation.	
--	--	---	--

		8. The learned counsel for the petitioner also agreed to receive the same before this Court. 9. Accordingly, the 3rd respondent handedover the information material and demand draft to the learned counsel for the petitioner before this Court. The learned counsel for the petitioner sought time to verify the information furnished by the learned counsel for the 3rd respondent,. 10. Having considered the facts and circumstances of the case, this Court satisfied that Smt T.Vijaya Lakshmi who is presently working as Assistant Director(Administration) in the office of the Commissioner, Andhra Pradesh Vaidya Vidhana Parishad and who has discharged her functions as public information officer till 09.03.2022 is responsible for non compliance of the order passed by the State Information Commission. 11. Accordingly, Respondent No.1 shall invoke Section 20(2) of Right to Information Act and recommend for disciplinary action against Smt. T.Vijaya Lakshmi, the then Public Information Officer	
--	--	--	--

		of Respondent No.3 under the applicable service rules and submit action taken report before this Court by next date of hearing. Post on 15.06.2022 under the caption ‘part-heard’. DEV, J Note: Issue C. C today B/o. tm	
--	--	--	--

--	--	--	--

--	--	--	--