



HIGH COURT OF MADHYA PRADESH: BENCH AT INDORE

FORM –‘D’

REJECTION ORDER

(See Rule 4(2))

No.RTIA/DR-HCIND/ 998

Indore, Dated 15.05.2018

From:

The Deputy Registrar,
State Public Information Officer,
High Court of M.P., Bench at Indore.

To,

Shri Sunil Rai S/o Shri N.L. Rai
R/o.345/14 Ghadi Chok Ke Aage,
Maharaja Agrasan Ward, Vijay Nagar,
Jabalpur (M.P.)

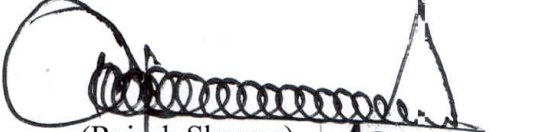
Please refer to your application registered at our I.D. No 02/2018-19 vide inward No. 974 dated 17.04.2018, addressed to the undersigned regarding supply of information under Right to Information Act, 2005 as under: -

किसी शासकीय कर्मचारी के विरुद्ध पुलिस थाने में F.I.R. दर्ज होने या न्यायालय में चालान प्रस्तुत होने या न्यायालय में प्रकरण पंजीबद्ध होने के कितने दिनों के अन्दर उस कर्मचारी द्वारा स्वयं के कार्यालय में लिखित में सूचना देने का प्रावधान या नियम है, यदि ऐसा कोई नियम या प्रावधान हो, तो उसकी प्रमाणित प्रति।

But the information desired by you cannot be supplied due to the following reasons:-

- (1) The information provider is required to provide information which is available in any form with the office rather than giving personal opinions on the questions asked by the applicant.
- (2) Right to Information Act confers on a citizen only to get such information, which is held by or is under the control of a Public Authority.
- (3) An opinion of an advice which is not on records cannot, therefore, be treated as "information" within the meaning of Section 2(f) of the RTI Act.
- (4) An information seeker cannot seek opinions through a questionnaire.
- (5) It is not the duty of the public authority to explain to any person the implications of provisions of law, which are all in the public domain having been passed by the Central Legislature and promulgated after the approval of the President of India. An information admittedly in the public domain cannot be described as held by a public authority within the meaning of Section 2(j) of the RTI Act.

As per Section 19 of the Right to Information Act, 2005, you may file an appeal to the Appellate Authority (Principal Registrar, High Court of M.P., Indore Bench) within 30 days of the issue of this order.


(Rajesh Sharma)
Deputy Registrar/SPIO
High Court of M.P.
Bench at Indore
15.05.18