



**Before the State Information Commission, Kerala  
Thiruvananthapuram-695 039.**

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**Appeal No. 127/2007/SIC**

File No.1005/SIC-G1/07

23.11.2007

K.T. Mathew  
Pauer House  
Kolani P.O.  
Thodupuzha - 685 584.

} Appellant

Public Information Officer  
University of Kerala  
Thiruvananthapuram.

} Respondent

**ORDER**

The Appellant approached the Commission with a second appeal on 31.01.2007. The facts leading to the petition are as follows:

The Appellant filed an undated request for information to the Respondent. It was replied to on 22.09.2006 stating that the requested information doesn't exist. Not satisfied with reply, the Appellant filed an undated first appeal. It was replied to on 20.01.2007 stating that the requested information does not exist. Not satisfied with the reply, the second appeal was filed.

With the second appeal in hand, the Commission asked for a report from the Appellate Authority. The Commission examined the report very carefully. Since there were things still to be cleared, the Commission summoned both the appellant and the PIO for a personal

hearing which was conducted on 13.06.2007. Shri. K.T. Mathew, the appellant and the PIO Shri. S.P. Prins were present. Both stuck to their respective positions. The PIO asserted that no document is available with the Public Authority that shows recognition was granted to all the degrees of Maithili University, Darbanga, Bihar. However he was instructed to recheck all the relevant documents to see if information requested is available and to file an affidavit on the result of the re-check.

Accordingly the affidavit filed on 10.07.2007. In it he has clearly stated that "Recognition to M.A. (Public Administration) (Correspondence Course) of Maithili University, Darbanga, Bihar was granted vide order No.Ac.C3/1091/86 dtd.24.12.1986 for the specific purpose of promotion.

"Recognition to Maithili University, Darbanga, Bihar was withdrawn with retrospective effect from 18.06.1988 by the Academic Council vide U.O.No.Ac.C3/1091/86 dtd. 23.07.1988.

The affidavit clearly shows that the information requested is not in the possession of the Public Authority. And what is not in the possession cannot be disclosed. For that reason, the appeal is dismissed.

Dated this on 21<sup>st</sup> day of November 2007.

**Authenticated Copy:**

**Secretary to Commission**