



The State Information Commission, Kerala
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AP.No.256/2007/SIC
File No.2355/SIC-Gen1/07

Shri.Libù.G
Melittuvedu, Pattla,
Vanchiyoor.P.O. Alamcode,
Thiruvananthapuram-695 102.

Appellant

Vs

- 1.State Public Information Officer and
Deputy Secretary,
Kerala Public Service Commission,
Pattom, Thiruvananthapuram.
2. Appellate Authority and
Additional Secretary (Recruitment)
KPSC, Pattom,
Thiruvananthapuram.

Respondents

ORDER

Shri.Libù.G, Melittuvedu, Pattla, Vanchiyoor.P.O,Alamcode, Thiruvananthapuram, had approached the Commission with the second appeal on an issue taken up with the Kerala Public Service Commission. The details of the case are as under:-

Shri.Libù.G had approached the State Public Information Officer of the Kerala Public Service Commission seeking copies of the judgements delivered by the single Bench and Division Bench of the Hon.High Court of Kerala, on the basis of which Graduates in Sociology were excluded from the short list published for selection to the post of District Probation Officer Gr.II in Social Welfare Department. The request was not favourably considered and rejected on the ground that the details regarding the writ petitions and the dates of judgements and other relevant details were not provided. Aggrieved by the stand taken by the State Public Information Officer, the requester/appellant preferred his first appeal before the appellate authority in the KPSC and the appellate

authority rejected the appeal on the ground that copies of judgements delivered by the courts were not information to be disseminated as defined in the Act. Shri.Libu had come before the State Information Commission with his second appeal dated 11.4.2007.

The Commission asked for a detailed report from the respondent public authority. Summoned the appellant and the State Public Information Officer of the respondent public authority to be heard on 13.12.2007. The appellant Shri.Libu.G and Shri.L.Sanjeeva Kamath, the State Public Information Officer and Deputy Secretary, Kerala Public Service Commission appeared. The SPIO of the respondent organisation also filed a detailed affidavit at the time of the hearing. Heard both the appellant and the SPIO and, observed that the requester/appellant had a basic problem of his qualification viz., MA(Sociology) was not recognised as a qualification for the post of District Probation Officer(Grade II) in Social Welfare Department. This is a matter on which the KPSC could not have been approached at all. It was also submitted before the Commission that the KPSC exclude those candidates not possessing the prescribed qualification for the post while preparing the short list, although such candidates also might have been permitted to appear for the examination. The applications are rejected in the first instance only, if they suffer infirmities like non fixing of signature, late receipts, without date, address etc. With regard to providing copies of the judgements, as delivered by the Hon'ble Single and Division Bench of the Hon.High Court, again it was not the KPSC who should have been approached for obtaining information on them. The request, when made, had also to be specific and, both the Public Information Officer and appellate authority of the respondent public authority though impliedly would have considered it, but rejected the request on the ground that details required for providing the information were not made available by the requester/appellant. During the hearing the appellant submitted that he has since obtained the information he was seeking, with his own efforts, and he was, therefore, not pressing with his appeal.

The Commission observed that the stand taken by both the SPIO and the appellate authority of the respondent public authority ie., KPSC was acceptable. Also, in view of the submission of the appellant that he was not pressing with his second appeal, no further intervention is called for. The appeal is dismissed.

Dated this, the 14th day of December, 2007.

Authenticated copy

Secretary to Commission

