



The State Information Commission, Kerala
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AP.No.390/2007/SIC
File No.4682/SIC-Gen1/07

Shri.P.N.Shaji
Puthuparambil(H),
Murikkungal.P.O.
Pady (Via), Thrissur,
Pin-680 699.

} Appellant

Vs

- 1.State Public Information Officer and
Dy.Suptd. of Police (Admn),
Thrissur.
- 2 Appellate Authority and
Additional Director General Police(HQ)
Thiruvananthapuram.

} Respondents

ORDER

This is a second appeal filed by Shri.P.N.Shaji, Puthuparambil(H), Murikkungal. P.O. Pady (Via), Thrissur.

The case, in brief, is as under:-

The requester/appellant had asked for some information from the public authority viz., the Superintendent of Police, Trichur, on 26.2.2007 and the Public Information Officer of the public authority had provided him with a reply on 30.3.2007. He had specifically asked information on 3 items. While disposing of the request, the State Public Information Officer had intimated the requester/appellant that the service book of Sub Inspector Shri.M.I.Baby was not available in the office and (ii) the files he was referring to were destroyed as

being K-dis. With regard to the disciplinary action taken against Shri.M.I.Baby, there was no mention in the reply provided to the requester. Having not satisfied with the information provided by the Public Information Officer, he had filed his first appeal before the Additional Director General of Police (HQs) and the Appellate Authority on 23.4.2007. It was seen disposed of on 19.6.2007. While disposing of the appeal, the appellate authority had forwarded certain documents to the appellant concerning the disciplinary action taken against the Sub Inspector, Shri.M.I.Baby, as received from the Superintendent of Police, Malappuram. Presumably, he must have been serving in Malappuram District. Aggrieved by the same, he had come up before the Commission with the second appeal on 1.7.2007.

The Commission obtained a detailed report from the ADGP(HQs) Trivandrum and, also had summoned the appellant and the Public Information Officer for hearing on 13.12.2007. The respondent, Shri.Satheesh Chandran.K Public Information Officer and Dy.Superintendent of Police (Admn) SP's office, Trichur had appeared. The appellant was absent.

The Commission heard the respondents and also perused the records, as provided by the public authority and observed that the two files, the appellant was referring to, and, according to him were dealing with the disciplinary action against Shri.M.I.Baby had been destroyed as they were kept as K-dis and, an affidavit to that effect has been provided by the dealing hand in the Office of the Superintendent of Police, Trichur. The non-availability of the Service Book of Shri.M.I.Baby was also seen certified by the Manager in the District Police Office, Trichur, as the custodian of Service Books. With regard to the disciplinary action, as was to be lodged against the Sub Inspector, Shri.M.I.Baby, the Appellate Authority had provided whatever information that were available in the Office of the Superintendent of Police, Trichur, while disposing of the appeal. The Commission also accepts the position that the service book of Shri.M.I.Baby was not available with the Office of the Superintendent of Police, Trichur at the time of dealing with the case as submitted by the first respondent. The information as provided by the Appellate Authority, with regard to the disciplinary action taken against Shri.M.I.Baby and the punishments awarded thereto were accessed from the Office of the Superintendent of Police, Malappuram. The Commission observes that sufficient pain was taken to access the information to be provided to the appellant. With regard to the query as to whether Shri.M.I.Baby was included in the selected list of Sub Inspectors of 2005, the Public Information Officer could not have but the Appellate Authority had intimated the requester/appellant that he had not been included, as on date, in the selected list of Sub Inspectors.

The Commission finally arrived at the conclusion that all information as available with the public authority had been provided to the appellant and no further intervention was possible.

Appeal is disposed off accordingly.

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

Authenticated copy

Secretary to Commission