



Before The State Information Commission, Kerala
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AP.No.147/2007/SIC

File No.1271/SIC-Gen-3/2007

Shri.P.V.Sahadevan,
6/200 Kavutheruv,
Sekhareepuram Gramam,
Palakkad.



Appellant

Vs

Appellate Authority,
P&AR Department,
Govt.Secretariat,
Thiruvananthapuram.



Respondent

ORDER

The requester, Shri.P.V.Sahadevan, had preferred Ext A1 request on 26.9.2006. It was addressed to the PIO, Revenue District Office, Palakkad. It was certain queries with regard to the 1997 Pay Commission Recommendations and delay in implementing the existing 5% quota of reservation in the cadre of LDC/ LD Typist to Class IV employees *etc.*

On 17.10.2006, the Secretary, KPSC, had returned this application to the Revenue Divisional Officer, stating that this information regarding implementation of the recommendations of the Pay Commission was a subject matter to be decided by the Government and information had to be obtained from the Govt. and not from the KPSC (Ext A2). Accordingly, the SPIO, P&AR

Department, had given a reply to the informant *vide* Ext A3 that the recommendations of the Pay Commission were under consideration of the Govt. and the information requested could be furnished only after the Govt. had taken a policy decision over the same. Ext A4 is yet another letter dated 15.12.2006 intimating the requester that the 10% reservation was a matter under active consideration of the Govt. and no time limit could be insisted upon.

The question before the Commission is whether the information sought for is an information in the strict sense of the term and whether there was any willful with-holding of the information?

The Principal Secretary to the Govt., the Appellate Authority had furnished a detailed remarks running about 3 pages. Each question by the requester was considered in its merit. The substance of the pleading was that "the recommendations of the Pay Revision Commission is being examined in file No.4746/Adv.C1/06/P&ARD. The views of the KPSC regarding the enhancement of quota is to be obtained first. The approval of the Chief Minister is to be obtained for addressing the Commission *etc.*" Again, the Appellate Authority, Principal Secretary to Govt. would say that "enhancement of quota for promotion involves various formalities, the remarks of the KPSC on the proposal is to be obtained first. The order has to be taken in circulation to Chief Minister to obtain the concurrence of PSC *etc.*"

This request on a careful scanning would show that this was only seeking information pursuant to a pay revision. The recommendations of the Pay Revision Commission will have to be carried out. It becomes information as and when the decision is taken and published. In other words, what is sought is purely opinion regarding administrative matters. It is true that the respondent had confirmed receipt of the recommendation of the Pay Commission. But providing relief on the basis of the recommendations of the Commission is not a matter to be agitated before this Commission. This Commission has the least

intention to interfere with administrative issues. The requested information falls clearly under the administrative domain. No further relief on his request can be provided by this Commission than that has been provided by the Public Information Officer and the Appellate Authority.

Therefore, there is no merit in the appeal and the same is dismissed.

Dated this the 4th day of July, 2007.