gzikp oki ;{[uBk efwPB

 gzikp o?Zv eok; GtB Bidhe o'i rkovB,;?eNo 16 uzvhrVQ

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;qh jfozdo f;zx ro/tkb g[Zso ;qh fgnkok f;zx,

tk;h wekB Bz 55, ;?eNo 7 J/,

uzvhrVQ. nghbeosk

 pBkw

b'e ;{uBk nfXekoh,

dcso c"o?;N nc;o, rV;zeo

gfjbh nghbh nEkoNh,

w[Zy dcso, fgq;hgb uhc ez;ot/fNt nkc c"o?;N

cko?;N ezwgb?e;, ;?eNo 68, w'jkbh . T[Zsodksk

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**j[ewL**

 nghbeosk B/ ;{uBk dk nfXeko n?eN, 2005 nXhB fJZe fpB?^gZso fwsh 08^07^2016 B{z b'e ;{uBk nfXekoh dcso tD wzvb nc;o, rVQPzeo Bz{ g/;a ehsk ;h, ehsh ;h fi; nghbeosk B/ fp;s d[nkp Bfjo ftub/ doZysK dh eNkJh Bkb ;pzXs 11 B[efsnK pko/ ikDekoh dh wzr ehsh ;h. go b'e ;{uBk nfXekoh tZb'A ;{uBk Bk d/D ekoB T[; B/ ;{uBk dk nfXeko n?eN, 2005 dh Xkok 19(1) sfjs fwsh 22^09^2016 B{z gfjbh nghbh nEkoNh e'b nghb dkfJo ehsh . gfjbh nghbh nEkoNh tZb'A th ;{uBk BjhA d[nkJh rJh. fwsh 30^3^2017 B{z nghbeosk B/ ;{uBk dk nfXeko n?eN dh Xkok 19 (3) sfjs efwPB e'b d{ih nghb dkfJo ehsh. nghbeosk fJ;/ wfjew/ ftu tXhe w[Zy tDgkb^ew^w?Apo ;eZso (SMPB) j? ns/ i' T[; B/ nghb efwPB ftu dkfJo ehsh j?? T[; ftu T[; B/ nkgD/ nj[d/ dk fJ;s/wkb ehsk j?. efwPB tZb'A fwsh 10^5^2017 B{z gfjbh fwsh 14^6^2017 bJh ;[DtkJh B'fN; ikoh ehsk frnk.

2H fwsh 14^6^2017 B{z nghbeosk ns/ T[Zsotkdh fXo d'B'A jkIo j'J/ ;B. nghbeosk B/ jkIo j' e/ dZf;nk ;h fe w?B{z wzrh rJh ikDekoh ftu'A e[M th gqkgs BjhA j'fJnk.T[Zsotkdh fXo B/ nkgDk fwsh 31^5^2017 dk fbfynk gZso BzL nko aNh ankJh $2$2016 $1263 g/P ehsk ;h. fi; ftu T[BQK B/ nghbeosk tZb'A wzrh rJh ikDekoh d/ ;pzX ftu fbfynk j'fJnk j? fe wkB:'r uhc fJzBckow?PB efwPBo ih tZb'A tZy^tZy e/;K ftu fdZs/ rJ/ c?;fbnK nB[;ko nghbeosk B{z wzrh

**ubdk^^^gzBk$2**

 **^ 2 ^**

 **nghb e/; BzL1031 nkc 2017**

rJh ikDekoh w[jZFfJnk eotkT[D s'A fJzBeko ehsk ;h.fJ; d/ Bkb jh T[sotkdh fXo B/ fJZe j'o

gZso BzL nko aNh ankJh$3253 fwsh 16^8^2016 nghbeosk B{z ;zp'XB eod/ j'J/ fbfynk ;h fi; ftu T[sotkdh fXo B/ fJj fejk ;h fe tZy^tZy ndkbsK d/ c?;fbnK nB[;ko nko aNh ankJh n?eN 2005 nXhB wfjew/ ftu ezw eoB tkb/ nfXekohnK$eowukohnK B{z nkgD/ jh ftGkr ;pzXh wzrh rJh ;{uBk w[jZJhnk BjhA eotkJh ik ;edh.

3H fJ; d/ itkp ftu nghbeosk B/ nkgDk gZy g/P eod/ j'J/ dZf;nk ;h fe T[; B/ fJj ikDekoh fJZe nfXekoh d/ s"o T[s/ BjhA wzrh pbfe fJe Bkrfoe j'D d/ s"o s/ wzrh j? ns/ fJ; noiah T[s/ T[; B/ nkgD/ xo dk jh gsk fdZsk j?, fJ; bJh T[; B/ nkgD/ nfXekoh d/ nj[d/ ns/ gs/ dk fJ;s/wkb BjhA ehsk.

4H T[Zsotkdh fXo tZb'A g/P ehs/ fJBQK d'BK gZsoK ftu'A fJj ;gZPN BjhA j[zdk fe T[j fe; oki d/ efwPB d/ fe; e/; d/ c?;b/ ns/ fe; skohy d/ c?;b/ dk fIeo eo oj/ jB. fJ; eoe/ T[sotkdh fXo B{z jdkfJs ehsh rJh ;h fe i/eo e'Jh nfijk c?;bk fe;/ ndkbs dk j? sK T[; dh ekgh T[j nrbh skohy T[s/ efwPB ftu g/P eoB. fJ; bJh nrbh g/;ah fwsh 24^7^2017 bJh fBPfus ehsh rJh ;h.

5H fwsh 24^7^2017 B{z nghbeosk ns/ T[sotkdh fXo d'B'A jkIo j'J/ ;B. T[Zsdtkdh fXo tZb'A nkgD/ fbysh itkpdkt/ d/ Bkb wkB:'r e/Adoh ;{uBk efwPB BthA fdZbh d/ c?;fbnK dh ekgh th w"e/ T[s/ g/P ehsh rJh ;h.fI; ;pzXh nghbeosk Bz {nkgDk itkpdktk ckfJb eoB bJh nrbh fwsh 17^8^2017 fdZsh rJh.

6H fwsh 17^8^2017 B{z nghbeosk ns/ T[sotkdh fXo d'B'A jkIo j'J/ ;B . nghbeosk B/ dZf;nk ;h fe T[; B/ nkgDk fbysh itkpdktk ;ghv g';N okjhA T[Zsodksk B{z G/I fdZsk ;h fi; dh fJe ekgh T[j efwPB B{z th d/ e/ rJ/ ;B. T[sotkdh fXo B/ nghbeosk dk itkpdktk fwbD s'A fJzBeko ehsk ;h. nghbeosk tZb'A w"e/ T[s/ jh d[pkok T[sotkdh fXo B{z nkgD/ itkpdkt/ ns/ wkB:'r gzikp ns/ jfonkDk jkJhe'oN d/ fJZe c?;b/ dh ekgh th w[jZJhnk eotk

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 **^ 3 ^**

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fdZsh ;h . fi; ;pzXh T[sotkdh fXo tZb'A itkpdktk ckJhb eoB ;pzXh skohy dh wzr ehsh rJh ;h, fi; B{z gqtkB eo fbnk frnk ;h ns/ nrbh fwsh 23^10^2017 fBPfus ehsh rJh ;h.

7H fwsh 23^10^2017 B{z nghbeosk ns/ T[sotkdh fXo d'B'A jkIo j'J/ ;B. T[sotkdh fXo B/ nkgD/ itkpdkt/ dh ekgh efwPB ns/ nghbeosk B{z fdZsh fi; T[s/ d'BK fXoK dh pfj; T[gozs, e/; dh rzGhosk B{z d/yd/ j'J/ w"e/ T[s/ c?;bk foIot eo fbnk frnk.

8H T[Zsotkdh fXo tZb'A e/Adoh ;{uBk efwPB d/ c?;b/ BzL 883$nkJh a;h(J/)$2017 fwsh 14^6^2017 dk jtkbk fdZsk frnk, fi; nB[;ko wkB:'r e/Ado efwPB tZb'A fJj fejk frnk j? fe fJ; ftGkr d/ nc;o$eowukoh ;{uBk d/D tkb/ szso dk fJZe fjZ;k jB ns/ nkgD/ jh ftGkr d/ nfXekohnK$eowukohnK s'A fJj nk; BjhA ehsh ik ;edh fe T[j nkgD/ T[Zu nfXekohnK d/ c?;b/ T[s/ fezs{^gqzs,{ ;{uBk dk nfXeko n?eN dh nkVQ b? e/ eoB. feT[A I' fJj nfXekoh$eowukohnK B{z ftGkr dhnK ;kohnK nzdo{Bh ekotkJhnK ns/ T[; d/ szso dk frnkB j[zdk j? ns/ fJj fBZih fjZs bJh ;{uBk wzrD s'A r[o/I BjhA eod/ id fe fJ; ;pzXh ekoB b'e fjZs dZf;nk iKdk j?. go T[BQK tZb'A fJ; rZb dk fIeo wfjew/ B/ ehsk j? fe nfij/ ekoB Bkb fJj b'e ;'fwnK dh fe; jZd sZe d[otos'A eod/ jB .id'A nfijhnK ;{uBktK, ;{uBk dk nfXeko n?eN dh nkVQ nXhB fdZshnK iKdhnK jB. nzs ftu e/Zdoh ;{uBk efwPB d/ c?;b/ ftu fJj fejk frnk j? fe ;{uBk nc;o ns/ nfij/ nfXekohnK B{z fwb^i[b e/ ;{uBk dk nfXeko n?eN nkw b'eK dh ;/tk bJh tosD ;pzXh T[gobk eoBk ukjhdk j?.

9H T[sotkdh fXo tZb'A nfijk fJe j'o c?;bk I' fe e/Adoh ;{uBk efwPB BthA fdZbh tZb'A fwsh 5^1^2008 ftu eod/ j'J/ j/m fby/ nB[;ko go/yD ehs/ rJ/ ;B ns/ fJj jdkfJs ehsh rJh ;h fe nfij/ e/; ftu nfij/ nfXekohnK ns/ T[BQK d/ gfotkfoe w?ApoK tZb'A th ;{uBk nfXeko n?eN dk fJ; soQK rbs fJ;s/wkb BjhA ehsk ik ;edk ns/ fJe Beneficial Legislation (RTI Act) dh d[otos'A dh fJIkis BjhA fdZsh ik ;edh ns/ fJ; e/; ftu wkB:'r e/Adoh ;{uBk efwPB tZb'A nfij/ sZsK fto[ZX ;pzXs r[Bkj sfjs ;Ik d/D dh f;ckoP ehsh ;h.

10H gqzs{ T[sotkdh fXo tZb'A wkB:'r ;[gohw e'oN nkc fJzfvnk d/ Girish Ramchandra

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**^ 4 ^**

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Deshpande Vs. Central Information Commissioner and others 2012 (8)SCR 1097 d/ fdZs/ rJ/ jtkb/ Bz{ fJj ;{uBk Bk d/D dk nkXko pDkfJnk frnk j?, mhe BjhA j? feT[A I' fJ; e/; d/ sZE w"i{dk e/; s'A fpbe[b tZyo/ ;B, fi; ftu wkB:'r ;[gohw e'oN nkc fJzfvnk tZb'A n`ko aNh ankJh an?eN dh Xkok 8 (1) (i/) Bkb ;pzXh fBZih ;{uBk Bk d/D d/ nkd/P fdZs/ ;B.nghbeosk tZb'A nZr/ fJj dbhb fdzd/ j'J/ fJj fejk frnk fe fJj Girish Ramchandra Deshpande Vs. Central Information Commissioner and others 2012 (8)SCR 1097 (supra) d/ e/; d/ nkXko s/ ;{uBk d/D s'A fJzBeko BjhA ehsk ik ;edk.

 11H dcasoh foekov s/ nkJ/ sZEK Bz{ rj[ Bkb tkuD T[gozs fJj gkfJnk frnk j? fe nghbeosk B/ fp;s d[nkp Bfjo ftub/ doZysK dh eNkJh Bkb ;pzXs 11 B[efsnK pko/ ikDekoh dh wzr ehsh j?. fJj wkwbk e[dosh ;'fwnK Bz{ B;aN ehs/ ikD ;pzXs j?. doZysK dk ;pzX tksktoD Bkb j'D ekoB f;ZX/ s"o s/ nkw iBsk d/ ihtB Bkb ;pzX oydk j?. fJ; eoe/ nghbeosk tZb'A wzrh rJh ikDekoh b'e fjZs ftZu j?. fJ; s'A fJbktk i/eo fe;/ e/; ftZuF fGq;aNkuko ;akwb j't/ i' fJ; e/; ftZu j'D dh ;zGktBk j? sK T[; e/; ftZu th Gkt/A ikDekoh fBZih j't/ sK th fdZsh ik ;edh j?. fJ; ;pzX ftZu ;{uBk dk nfXeko n?eN,2005 dk Gkr 8(C) j/mK d[jokfJnk iKdk j?L^

"(C) ;{uBk, i' ftneshrs ;{uBk Bkb ;pzfXs j?, fi; dk gqrNkT[ fe; b'e ;orowh iK fjZs Bkb ;pzX BjhA oZydk, iK fi; Bkb ftnesh d/ J/eKs s/ nD^T[fus dybnzdkiah jz[dh j?, id sZe fe e/Adoh b'e ;{uBk nfXekoh iK oki ;{{{uBk nfXekoh iK nghbh nEkoNh, fijh fe ;{os j't/, dh s;Zbh BjhA j' iKdh j? fe nfijh ;{uBk dk gqrNkT[ tX/o/ b'e fjZs ftZu fBnK T[fuZs j?L"

T[go'es T[gpzX s'A ;gZ;aN j? fe i/eo fe;/ ftnesh ;pzXh wzrh rJh ;{uBk tX/o/ b'e fjZs ftZu fBnK T[fuZs j't/ sK T[j th fdZsh ik ;edh j?. efw;aB wfj;{; eodk j? fe jEb/ e/; ftZu nghbeosk tZb'A wzrh rJh ikDekoh th tX/o/ b'e fjZs ftZu fBnK T[fuZs j?.fJ; ftZu fGq;aNkuko j'fJnk th j' ;edk

 **ubdk^^^gzBk$5**

**^ 5 ^**

 **nghb e/; BzL1031 nkc 2017**

j?. fJ; bJh efw;aB T[Zsotkdh fXo tZb'ZA nghbeosk Bz{ ;{uBk w[jZJhnk Bk eokT[D ;pzXh g/;a ehshnK rJhnK dbhbK Bkb n;fjwsh gqrN eodk j?. fJ; bJh TZ[sodksk (b'e ;{uBk nfXekoh) Bz{ ;{uBk dk nfXeko n?eN,2005 dk Gkr 8(C) sfjs jdkfJs ehsh iKdh j? fe nghbeosk d/ fpB?^gZso nB[;ko B[esk^tko ;{uBk g/;ah dh nrbh fwsh s'A gfjbK^gfjbK w[jZJhnk ehsh ikt/ ns/ g/;ah s/ fBih s"o jkiao j'Dk th :ehBh pDkfJnk ikt/. fJj e/; fwsh 09^01^2018 Bz{ 11H30 ti/ w[V ;[DtkJh bJh fB;fus ehsk iKdk j?.

 ( fBXZVe f;zx pokV )

fwshL uzvhrVQ 29 Btzpo, 2017 oki ;{uBk efw;Bo, gzikp.