

केन्द्रीय सूचना आयोग
Central Information Commission

2 तल, विंग 'ब' / 2nd Floor, 'B' Wing
अगस्त क्रान्ति भवन / August Kranti Bhavan
भीकाजी कामा प्लेस/ Bhikaji Cama Place
नई दिल्ली - 110066 / New Delhi - 110066

Case No. CIC/AT/C/2007/00532

Dated: 12.6.2008

Subject: NOTICE FOR FULL BENCH HEARING SCHEDULED FOR 1.8.2008

WHEREAS Shri Mangesh B. Thakore, Mumbai had filed a complaint under section 18(1) of the Right to Information Act, 2005, before this Commission on 20.11.2007, relating to his RTI request dated 27.8.2007, against the decision vide No. OL/RTI-2005/123/7777 dated 15.11.2007 of the Appellate Authority of Office of the Official Liquidator, High Court, Mumbai.

AND WHEREAS the complainant had solicited a copy of the Report of the Official Liquidator in respect of appointment of Advocates who have been appointed on retainership and the account from which these Advocates are paid their retainership.

AND WHEREAS the case was heard by the Single Bench on 15.5.2008 and upon perusing the documents and hearing the respondents, it was felt that a determination is to be made whether the Office of Official Liquidator is an independent 'Public Authority' under Section 2(h) of the RTI Act, 2005, especially in view of the direct control over it exercised by the High Court. As the issue is important from the legal point of view, it was decided that the appeal be heard by a Larger Bench of the Commission.

AND WHEREAS the Commission has also decided that the Registrar of Mumbai High Court; Ministry of Corporate Affairs; and Ministry of Law & Justice be requested and notified accordingly to depute a senior officer from their departments to attend the hearing and to file their written submissions on the issue. All these written submissions addressed to the Commission should reach the Commission **on or before 15.07.2008**.

Under the directions of the Commission copy of this notice is also placed on the website of the Commission viz. www.cic.gov.in with a request that the interested parties including Corporate Law Houses may make their submissions to help and assist the Commission to arrive at a just decision.

Continued:

The matter will be heard by Full Bench on **August 1, 2008** at **11:00 A.M.** and all concerned are requested to appear before the Commission in the Court Room No. 308 of the Commission at the above address, with relevant documents on **August 1, 2008** at **11:00 A.M.** for hearing.

(D.C. Singh)
Under Secy. & Asstt. Registrar
Telefax : 26186535

1. The Secretary, Department of Legal Affairs, Ministry of Law and Justice, A-Wing, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi – 110001.
2. The Secretary, Ministry of Corporate Affairs, A-Wing, Shastri Bhawan, Dr. Rajendra Prasad Road, New Delhi – 110001.
3. The Registrar, High Court of Mumbai, Church Gate, Mumbai – 400 032.
4. Shri P. Rama Rao, Official Liquidator & AA, Office of the Official Liquidator, High Court Bombay, Bank of India Building, 5th Floor, M.G. Road, Mumbai.
5. Mrs. H. A. Soj, CPIO, Office of the Official Liquidator, High Court Bombay, Bank of India Building, 5th Floor, M.G. Road, Mumbai.
6. Sh. Mangesh B. Thakore, F/13, Sheetal Society, Ram Nagar, Borivali (W), Mumbai – 400092. **(Complainant)**

Copy to:

- i) PPS to IC(PB)
- ii) PPS to IC(A)
- iii) PPS to IC(T)
- iv) JS (Law)

CC to: Shri Paul, Senior Scientist, NIC with a request that the above notice be appropriately uploaded in the Commission's website inviting the comments of interested parties including Corporate Law Houses.