

Before the State Information Commission, Maharashtra – Appeal under section 19(3) of RTI Act, 2005.

Appeal No.2006/406/02

**Shri Shailesh Gandhi,
B-2, Gokul Apartment,
Podar Road,
Santacruz (West),
Mumbai 400 054.**

.. Appellant

V/s

**Dean, Sir J.J. Hospital,,
Byculla,
Mumbai 400 008.**

.. Respondent

GROUNDS

Shri Shailesh Gandhi had given application on 27.5.2006 under Section 6 of RTI Act, 2005 to the PIO, J.J.Hospital, seeking copies of medical reports including ECG and all other reports pertaining to Shri Surupsinh Naik, Ex. Minister during his hospitalization in J.J.Hospital. He also wanted medical reports made at the time of discharge of Shri Surupsinh Naik.

The PIO by his letter dt. 20.6.2006 sought guidance in this matter from GAD of Government of Maharashtra and marked the copy of this letter to Shri Gandhi. Having not received the information Shri Shailesh Gandhi preferred 1st Appeal under section 19(1) of RTI Act on 24.6.2006. By quoting the following provisions under section 8(1) (c) (d) (e) (j) i.e.

8(1) Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen:

(c) information, the disclosure of which would cause a breach of privilege of Parliament or the State Legislature;