

മരിച്ചുപോയ ഒരാളുമായി ബന്ധപ്പെട്ട സ്വകാര്യ വിവരങ്ങൾ വിവരാവകാശ നിയമത്തിലെ വകുപ്പ് 8(1)(j) പ്രകാരം മരിച്ചുപോയ വ്യക്തിയുടെ സ്വകാര്യവിവരമായി കണക്കാക്കാനാകുമോ ? കണക്കാക്കണം എന്നാണ് കേന്ദ്ര വിവരാവകാശ കമ്മീഷന്റെ നിരീക്ഷണം

4. The issue is to be decided in this case is whether the Appellant can seek information in regard to the details of a deceased pensioner. There is nothing on record to show that she is the legal heir of the said deceased pensioner. In her appeal memo, she has submitted that documents like Life Certificate furnished by a pensioner to obtain pension is purely public record to be maintained by the State Government and, hence, such information should not be denied. The Respondent submits that such information is held by them on behalf of the treasury office in a fiduciary relationship. He also submits that the information pertains to a third party who is no more. He argues that disclosure of information about that party to someone unconnected is likely to result in invasion of the privacy of a deceased person. Therefore, the Respondent submits that such information should not be disclosed.

5. We tend to agree with the submissions of the Respondents indeed, the information sought relates to personal records of a deceased pensioner. The Appellant has not produced any proof of being a legal heir of the said deceased pensioner. In the above circumstances such information cannot be disclose to her as exempt under Section 8(1) (j) of the Right to Information Act. The appeal and the complaint are, therefore, disposed off without any direction.

6. Copies of this order be given free of cost to the parties.

Sd/-  
(Satyananda Mishra)  
Information Commissioner