

**RAJASTHAN RIGHT TO INFORMATION
(HIGH COURT & SUBORDINATE COURTS) RULES, 2006
As amended upto 24.07.2020**

G.S.R. 66.- In exercise of powers conferred by sub-section (1) of Section 28 of the Right to Information Act, 2005 the Chief Justice of Rajasthan High Court (Competent Authority) hereby makes following rules.-

1. Short title and commencement.- (1) These rules shall be called “Rajasthan Right to Information (High Court & Subordinate Courts) Rules,2006”.

(2) They shall come in to force from the date of their publication in the Official Gazette.

2. Definitions.- (1) In these rules, unless the context otherwise requires,-

- (a) ‘**Act**’ means the Right to Information Act, 2005 (22 of 2005).
- (b) The ‘**Appellate Authority**’ means designated as such by the Chief Justice of High Court vide So 1 PI & 2 PI dated 6-1-2006 as may be amended from time to time.
- (c) ¹‘**Authorized Person**’ means State Public Information Officer and Assistant Public Information Officer designated as such by the Chief Justice exercising powers under the provisions of the Act.
- (d) ‘**Chief Justice**’ means The Chief Justice of Rajasthan High Court.
- (e) ‘**Form**’ means a form appended to these rules.
- (f) ‘**Section**’ means a Section of the Act.

(2) Words and expression used but not defined in these Rules, shall have the same meaning as assigned to them in the Act.

3. Dissemination of Information about Administrative Structure.- The Registrar General shall make every endeavour to make available as much information relating to the administration and functioning of the High Court as possible for public information, in the web site of the High Court.

4. Application for seeking information.- (1) Any person seeking information under the Act shall make an application in Form ‘A’ to the Authorized Person along with non-judicial stamp of Banker’s Cheque / Demand Draft in the name of Authorized Person² of Rs. 50³ duly affixed on/attached to it, which shall be non-refundable:

¹ Substituted Vide 02/SRO/2020 dt. 06.07.2020 Pub. in Raj. Gazette dt. 24.07.2020

² Inserted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

“⁴Deleted”

⁵Provided ⁶(Deleted) that where such request cannot be made in writing, the Authorized person, shall render all reasonable assistance to the person making the request orally to reduce the same in writing.

(2) The Authorized person shall duly acknowledge the receipt of the application as provided in form-B and shall get it registered in register to be maintained in the format appendix-AB.

(3) The information requested for shall be so sufficiently specified in the application as to lead to its identification without any difficulty, ambiguity or doubt.

5. Disposal of the application by the Authorized person-

⁷(1) If the requested Information does not fall within the jurisdiction of the Authorized Person and is held by any other public authority, applications shall be transferred to such other public authority and applicant shall be informed in Form-C about such transfer within 5 days from the receipt of the application.

(2) If the requested information falls within the authorized person’s jurisdiction and also in one or more of the categories of restrictions listed in Section 8 & 9 of the Act, or is otherwise liable to be rejected, the Authorized person, on being satisfied, will issue the rejection order in Form D as early as practicable, normally within fifteen days and in any case not later than thirty days from the date of the receipt of the application.

⁸(3) If the required information partly relates to other public authority, such part of the application shall be transferred to the such other public authority and applicant shall be informed about such transfer within 5 days from the receipt of the application.

If desired information or any part of desired information falls under categories listed in Sections 8 & 9 of the Act or Rule 10 of these Rules, the Authorized Person shall supply only such information as is permissible under the Act and is within its own jurisdiction and reject the remaining part giving reasons thereof. He shall convey it in form ‘E’ to the applicant also.

(4) The information shall be supplied as early as practicable, normally within fifteen days and in any case not later than thirty days from the date of the receipt of the application. A proper

3 Substituted “50” in place of “100” Vide 04/SRO/2018 dt. 01.06.2018 Pub. in Raj. Gazette dt. 07.06.2018

4 Deleted first Proviso Vide 04/SRO/2018 dt. 01.06.2018 Pub. in Raj. Gazette dt. 07.06.2018

5 Inserted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

6 Deleted “further” Vide 04/SRO/2018 dt. 01.06.2018 Pub. in Raj. Gazette dt. 07.06.2018

7 Substituted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

8 Substituted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

‘acknowledgment’ shall be obtained from the applicant in token of receipt of information in Form ‘F’.

(5) (i) Whenever information is being supplied in the shape of a Photo Stat Copy or True Copy of the document and the charges deposited for preparing the copy are sufficient the following procedure will be followed:-

The application shall be made-over to the copiest/typist/photo Stat copier also together with the original document who will prepare the copy and shall make his initial on each page as also at the foot of the last page of the copy, Thereafter he and the comparer will compare the copy with the original and the comparer will put his dated initial at the foot of the last page of the copy. Authorized person will make an endorsement of it being a true copy of the original.

⁹(ii) If the fee payable for preparing the copy is insufficient a notice shall be displayed on the notice Board,/Website of Rajasthan High Court/ Concerned Court as the case may be, and applicant be informed by post or electronic media stating the quantum of deficiency within a period not later than 5th day from the date of filing of application for information. The appellant shall make the deficiency good within next 5 days failing which the application will be filed.

(iii) Where the photo stat copy is applied for and the photo stat copying machine is not available in the office of authorized person, The procedure for the depositing charges shall be the same as is being followed for providing certified photo stat copies under ¹⁰General Rules (Civil & Criminal), 2018 or the High Court Rules 1952, as the case may be.

6. Third Party’s Right.- If the authorized person intends to disclose any information of record or part thereof which relates to or has been supplied by a third party and has been treated as confidential by that third party, he will give a written notice to such third party of the request within five days from the receipt of the request that he intends to disclose the information of record or part thereof, and invite the third party within ten days to make a submission in writing or orally, whether such information should be disclosed. The authorized person while taking a decision about disclosure of information shall take into the consideration submission of the third party.

7. Appeal.- (1) Any person-

(a) to whom response is not given in Form C, D or E nor the copy or the information is supplied within 30 days from the date of submission of Form A or,

⁹ Substituted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

¹⁰ Substituted Vide 02/SRO/2020 dt. 06.07.2020 Pub. in Raj. Gazette dt. 24.07.2020

- ¹¹(b) who is aggrieved by the response received within the prescribed period, may prefer an appeal in Form 'G' to the Appellate Authority by depositing fee Rs. 100/- in the shape of non-judicial adhesive Stamp duly affixed or through Demand Draft/ Banker's Cheque in the name of Appellate Authority, Order/Communication supplied to him in Form C, D or E, against which the appeal is being preferred, shall be presented in original with the memo of appeal, wherever it is applicable.

may prefer an appeal in Form 'G' to the Appellate Authority by depositing fee Rs. 100/- in the shape of non-judicial adhesive stamp duly affixed on the memo of appeal. Order/communication supplied to him in Form C, D, or E, against which the appeal is being preferred, shall be presented in original with the memo of appeal, whenever it is applicable.

(2) On receipt of the appeal, it shall be acknowledged and after giving the opportunity of hearing to the applicant appellant and the departmental nominee (if any) it will be disposed of within 30 days from the date of its presentation.

(3) If the appeal is allowed the Authorized person shall supply information/additional information to the applicant within such period as may be directed by the Appellate Authority which shall not exceed 30 days in any case from the date of receipt of the order.

8. Fees.- (1) The charges for preparing copies/information shall be levied at the following rate, namely:

Sr. No.	Description of Information	Price/Fee in Rupees
1.	Where the information is available in the form of a priced publication	Price of the publication so fixed
2.	For other than priced publication	Cost of the medium or print cost price
3.	Where the Photo stat copy is to be got prepared through the market	Fee leviable for certified photo stat copy under ¹² General Rules (Civil & Criminal), 2018 or Raj. High Court Rules 1952

¹³[Deleted]

9. Inspection.- ¹⁴(1) If the applicant seeks inspection of record only, he shall submit application in form 'A' along with

11 Substituted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

12 Substituted Vide 02/SRO/2020 dt. 06.07.2020 Pub. in Raj. Gazette dt. 24.07.2020

13 Deleted Proviso Vide 04/SRO/2018 dt. 01.06.2018 Pub. in Raj. Gazette dt. 07.06.2018

14 Substituted Vide 02/SRO/2016 dt. 16.08.2016 Pub. in Raj. Gazette dt. 18.08.2016

Rs.100/- in the shape of non judicial adhesive stamp or through Demand Draft/ Banker's Cheque in the name of Authorized Person. The Authorized Person shall examine the application and may allow or by written order refuse to allow such inspection. In the later case the copy or refusal order will be provided free of charge to the applicant. If the application is allowed, no inspection fee shall be charged for first sixty minutes but thereafter the applicant shall submit fee amounting Rs. 25/- for every additional 15 minutes or part thereof which shall also be paid in shape of non judicial adhesive stamp or through Demand Draft/ Banker's Cheque in the name of Authorized Person. In no case such inspection shall continue for more than two hours in all.

(2) Unless contrary is provided, the ¹⁵General Rules (Civil & Criminal), 2018 and High Court Rules, 1952 as relates to the inspection of records shall mutatis mutandis shall be applicable to such inspection.

10. Restrictions.- (1) No information shall be provided to any applicant in the following matters:

- (i) In respect of the document or records produced in a judicial proceeding.
- (ii) The information, which is likely to affect the security of any institution or the public order.
- (iii) The information, which has no relationship with the public activity.
- (iv) The information, which could cause unwarranted invasion to the privacy of any person.
- (v) If it relates to a policy matter under consideration.
- (vi) If a copy can be issued under the provisions of Rajasthan High Court Rules, 1952, ¹⁶General Rules (Civil & Criminal), 2018.

(2) The following declaration shall have to be made by applicant in the application itself:-

- (i) the motive for obtaining such information is proper and legal.
- (ii) that the request made is in accordance with the provisions of the Act and these Rules.
- (iii) the request is not detrimental to the safety or preservation of the record in question.

11. Online application.- Every endeavor shall be made to facilitate the making of application through electronic media and evolution of system of depositing of the fee and supply of the copy through scientific device.

12. Preservation of record.- The application for information shall be retained for one year after its disposal. The Registrar shall be retained for 20 years.

¹⁵ Substituted Vide 02/SRO/2020 dt. 06.07.2020 Pub. in Raj. Gazette dt. 24.07.2020

¹⁶ Substituted Vide 02/SRO/2020 dt. 06.07.2020 Pub. in Raj. Gazette dt. 24.07.2020

¹⁷**FORM 'A'**
Form of application for seeking information
(See Rule 4)

I.D. No.....
(for official use)

To,

The Authorized person,

.....

1. (a) Name of the applicant
(b) Father's Name
(c) Age
(d) Occupation
2. Address
3. Particulars of information
(a) Concerned department/Section
(b) Particulars of information required
(i) Details of information required
(ii) Period for which information asked for
(iii) Other details

4. I state that the information sought does not fall within the restrictions contained in Section 8 & 9 of the Act and to the best of my knowledge it pertains to your office.

5. A non-judicial or Demand Draft / Banker's Cheque in name of Authorized Person, of Rs. 100/- has been affixed on/attached to the application.

Place :

Signature of Applicant

Date :

E-mail address, if any,
Telephone No.(Office):
(Residence):

::Declaration::

I.....S/o / D/o..... R/o..... declare that:-

- (i) the motive for obtaining such information is proper and legal.
- (ii) That the request made is in accordance with the provision of the Act and these Rules.
- (iii) The request is not detrimental to the safety or preservation of the record in question.

Signature of Applicant

Note :- please ensure that the Form is complete in all respect and there is no ambiguity in providing the details of information required.

FORM- B
Acknowledgment of Application

I. D. No. Dated.....

1. Received an application in Form A from shri/Ms.Resident of under section of the Right to Information Act,2005.

2. The information is proposed to be given normally within fifteen days and in any case within thirty days from the date of receipt of application. In case it is found that the information asked for cannot be supplied, the rejection letter shall be issued stating reason thereof.

3. The applicant shall have to submit the balance fee, if any, with the Authorized person within five days from the date of displaying notice of deficiency which, if necessary, will be displayed on the notice board within five days from today.

Signature and stamp of the
Authorized person

Place :

Date :

¹⁸**FORM-C**
Outside the jurisdiction of the Authorized Person
[Rule 5(1)]

No.

Date

To,

.....
.....
.....
.....

Sir/Madam,

Please refer to your application I.D. No.
..... dated addressed to the undersigned
regarding supply of information on

1. The requested information / its part
does not fall within the jurisdiction of this Authorized Person and
therefore, the same has been transferred to Concerned Public
Authority/ Authorized Person i.e., vide this office
letter No. _____ dt. _____.

Yours faithfully,
Authorized Person

FORM 'D'
Rejection Order
[Rule 5 (2)]

No.
Date

To,
Sir/Madam,

Please refer to your application I. D. No.
Dated addressed to the undersigned regarding
supply of information on

1. The information asked for cannot be supplied due to following
reasons :-

- (i)
- (ii)

2. As per Section 19 of the Right to Information Act, 2005, you may
file an appeal to the Appellate Authority within thirty days of the
issue of this order.

Yours faithfully,
Authorized Person.

FORM 'E'
Form of Supply of information to the applicant
[Rule 5(3)]

No.
Date

To,
Sir/Madam,

Please refer to your application I..D. No. Dated
..... addressed to the undersigned regarding supply of information
on.....

1. The information asked for is enclosed for reference
or
The following part information is being enclosed* -

- (I)
- (ii)
- (iii)

The remaining information about the other aspects cannot be
supplied due to the following reasons* :-

- (i)
- (ii)
- (iii)

2. The requested information does not fall within the jurisdiction of
this Authorized person*-

3. As per Section 19 of the Right to Information Act, 2005 you may
file an appeal to the Appellate Authority within thirty days of the
issue of this order* -.

Yours faithfully
Authorized person

*Strike out if not applicable

FORM 'F'
Receipt

Application I.D. No.....

Dated.....

The receipt of the information as applied by me is hereby
acknowledged.

Date

Signature
Name

FORM 'G'
Appeal under Section 19 of the
Right to Information Act, 2005
[Rule 7(1)]

I. D. No.....
(for official use)

To,

Appellate Authority
Address :

1. (a) Name of the Applicant
(b) Father's Name
(c) Age
(d) Occupation
 2. Address
 3. Particulars of the Authorized person
(a) Name
(b) Address
 4. Date of submission of application in Form – A
 5. Date on which 30 days from submission of Form A is over
 6. Reasons for appeal
(a) No response received in Form B, C within thirty days of submission of Form- A
(b) Aggrieved by the response received within prescribed period (copy of the reply receipt be attached)
(c) Grounds for appeal
 7. Last date for filling the appeal.
 8. Particulars of information
(i) Information requested
(ii) Subject
(iii) Period
- ¹⁹9. A non-judicial stamp or Demand Draft/ Banker's Cheque in the name of Appellate Authority, of Rs. 100/- has been affixed on/ attached to the application .

Place :

Signature of the Applicant

Date:

E-mail address, if any,
Telephone No. (Office):
(Residence)

Acknowledgment

I. D. No. Dated

Received an Appeal application from Shri/Ms

..... Resident of under section 19 of
the Right to Information Act, 2005.

Signature of Receipt Clerk,
Appellate Authority,
Telephone No.
E-mail Address
Website

APPENDIX- AB**REGISTER OF APPLICATIONS****FOR INFORMATION****IN THE COURT,**

Sr. No. with the date of Application	Name of the applicant with address	Date of estimating the value of Court fees to be paid	Date of filling of deficit stamp	Date of delivery of information	Signature of the applicant	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)

N. B. :-

- (1) If application is rejected, brief reasons thereof shall be entered in red ink in the remarks column.
- (2) If there is delay beyond the prescribed period in delivery of the information the reasons for such delay be noted in the remarks column.
- (3) Register be verified by the State Public Information Officer/State Asst. Public Information Officer, once in every week.

NO.1/SRO/2007
BY ORDER OF HON'BLE
CHIEF JUSTICE