



President
Shri. Bhupeshbhai Patel
Director
Prof. Dr. Vaishali Patil
(M.C.A., Ph. D.)

Registration No.: F-61022 (Mumbai) (Approved by AICTE New Delhi & Affiliated to North Maharashtra University, Jalgaon)

Out Ward No. : IMRD/ 206 A /2016 -2017

Date: 13 / 07 /2016

Non-Applicability of Right to Information Act, 2005 to

**R. C. Patel Educational Trust's
Institute of Management Research and Development Shirpur**

- Right to Information Act 2005 is not applicable to R. C. Patel Educational Trust's Institute of Management Research and Development Shirpur, since there is no direct involvement in the decision making of the Trust and Institute of Management Research and Development Shirpur, by the Government.
- It is exclusively managed and administered by the Trustees of the Trust which mean that the Government has no direct control on the Institute / Trust.
- Thus, there is no fulfilment of the conditions to be called as "Public Authority" to make applicable the Right to Information Act.

In view of the above and various judgments of apex court/s and notifications, the provisions of the Right to Information Act, 2005 are not applicable to the **R. C. Patel Educational Trust's Institute of Management Research and Development Shirpur.**

References:-

SN	Notification	Publish Date
1	Writ Petition No.5132 of 2008; Before Bombay High Court, Nagpur Bench; Nagar Yuvak Shikshan Sanstha , Nagpur & Anr. Versus The Maharashtra State Information Commission, Nagpur & others.	20/08/2009
2	Writ Petition No.4264 of 2008; Before Bombay High Court, Aurangabad Bench; K.K.Wagh Education Society Nashik Versus The Asstt. Charity Commissioner & others.	09/07/2009





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3	LPA No.287 of 2009 in WP No.5294 of 2009 Before Bombay High Court, Nagpur Bench at Nagpur Pravin Mahajan Versus The State Information Commissioner, Vidarbha Region, Nagpur & Others.	28/07/2009
4	Appeal No.KR-383/2010; Before : State Information Commission, Konkan Bench, Mumbai; D.V.Madane Versus Walchand Institute of Technology, Solapur & Others.	24/09/2010
5	Appeal No.2549/2012; 2550/2012; 2551/2012; State Information Commission, Nashik Bench; Dilavarkhan Pathan Versus P.I.O. K.B.Abad Homeopathy Medical College , Chandwad, Dist. Nashik.	16/01/2014
6	Appeal No.2410/2013/Solapur; Before : State Information Commission, Pune Bench, at Pune ; Smt. Dhanashri Pol Versus PIO, KIT College of Engg. Kolhapur & Others.	19/03/2015




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