



# महाराष्ट्र शासन राजपत्र

असौधारण

प्राधिकृत प्रकाशन

बुधवार, ऑक्टोबर ५, २००५/आश्विन १३, शके १९२७

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे वृष्ट क्रमांक दिले आहेत.

## भाग आठ

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Right to Information (Repeal) Ordinance, 2005 (Mah. Ord. VII of 2005), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

A. M. SHINDEKAR,

Secretary to Government,  
Law and Judiciary Department.

[ Translation in English of the Maharashtra Right to Information (Repeal) Ordinance, 2005 (Mah. Ord. VII of 2005), published under the authority of the Governor ].

### GENERAL ADMINISTRATION DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 5th October 2005.

### MAHARASHTRA ORDINANCE No. VII OF 2005.

#### AN ORDINANCE

*to provide for repeal of the Maharashtra Right to Information Act, 2002 and for certain matters incidental thereto.*

22 of 2005. WHEREAS the Right to Information Act, 2005 has been enacted by the Parliament and, therefore, it is considered expedient to repeal the Maharashtra Right to Information Act, 2002, and to provide for certain matters incidental thereto;

Mah. XXXI of 2003.

AND WHEREAS both Houses of the State Legislature are not in session;

(७०२)

AND WHEREAS the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action to repeal the Maharashtra Right to Information Act, 2002, for the purposes aforesaid ;

Mah.  
XXXI  
of  
2003.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Maharashtra is hereby pleased to promulgate the following Ordinance, namely :—

Short title  
and  
commencement.

1. (1) This Ordinance may be called the Maharashtra Right to Information (Repeal) Ordinance, 2005.

(2) It shall come into force on the 11th October 2005.

Repeal of  
Mah. XXXI  
of 2003 and  
saving.

2. (1) The Maharashtra Right to Information Act, 2002, is hereby repealed.

Mah.  
XXXI  
of  
2003.

(2) Notwithstanding such repeal,—

(a) all applications pending with the Public Information Officers ;  
and

(b) all appeals pending with the appellate authorities or the Lokayukta or Upa-Lokayuktas, as the case may be,

on the date of commencement of this Ordinance shall be continued and disposed of in accordance with the provisions of the Maharashtra Right to Information Act, 2002, as if this Ordinance had not been promulgated.

Mah.  
XXXI  
of  
2003.

## STATEMENT

The Maharashtra Right to Information Act, 2002 (Mah. XXXI of 2003) has been enacted in the State with a view to pave way for transparency, openness and accountability in governance of the affairs of the State and ensure effective participation of the people in democratic society. In order to have a uniform law all over India on the subject of right to information, recently the Parliament has enacted the Right to Information Act, 2005 (22 of 2005). The said Act of Parliament shall come into force with effect from the 12th October 2005 all over India. Having considered the above fact, the Government of Maharashtra considers it expedient to repeal the Maharashtra Right to Information Act, 2002.

2. As both Houses of the State Legislature are not in session and the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action to repeal the Maharashtra Right to Information Act, 2002, for the purposes aforesaid, this Ordinance is promulgated.

Mumbai,  
Dated the 4th October 2005.

S. M. KRISHNA,  
Governor of Maharashtra.

By order and in the name of the Governor of Maharashtra,

SATYABIR S. DODD,  
Principal Secretary to Government.