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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 11046/2017**

INDIAN BANKS ASSOCIATION

..... Petitioner

Through: Mr K. Sultan Singh, Sr. Advocate
with Mr Gaurang Vardhan and Mr
Vijay Singh, Advocates.

versus

SH. R. K. JAIN AND ANR

..... Respondents

Through

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

% **13.12.2017**

CM Nos.45208-09/2017

1. Allowed, subject to all just exceptions.

W.P.(C) 11046/2017 & CM No.45207/2017

2. Issue notice. Notice shall go by speed post as well as one of the approved couriers, returnable on 27.07.2018. *Dasti* in addition.

3. The short question involved in the present case is whether the petitioner is a public authority within the meaning of Section 2(h) of the Right to Information Act, 2005. It is stated that the petitioner is an association of banks. It has 241 members and only 9 members are public sector banks. It is also pointed out that a similar issue had been considered by the CIC in various other decisions and the CIC has concluded that the petitioner is not a public authority.

4. It also appears that the petitioner is not funded substantially by an

appropriate Government and the appropriate Government does not exercise control over the affairs of the petitioner. In the circumstances, this Court is of the, *prima facie*, view that the petitioner is not a public authority. In view of the above, the impugned order is stayed till the next date of hearing.

VIBHU BAKHRU, J

DECEMBER 13, 2017
MK