

Wound certificate ന്റെ പകർപ്പ് മറ്റൊരു വ്യക്തി വിവരാവകാശ നിയമപ്രകാരം ആവശ്യപ്പെട്ടാൽ ലഭിക്കുമോ

വളരെയധികം സ്വകാര്യതയും വ്യക്തി പരമായതുമായ ഒരു Medico-legal certificate ആണ് wound certificate. ഈ സർട്ടിഫിക്കറ്റ് നൽകുന്നത് സംബന്ധിച്ച് വ്യക്തമായ മാർഗ്ഗ നിർദ്ദേശങ്ങളുണ്ട്.

" Medico-legal certificates may contain highly personal and confidential data regarding the physical findings on the body of a person, like description of private parts of a female, condition of vagina and hymen, details of male genitalia etc. Revelation of such findings to anyone other than the Investigating Police Officer in the particular case, The Hon'ble Court considering the case the person examined or the person authorized by the person examined, will be violation of right to privacy of the person. If, during the course of investigation of the particular case, these documents reach the hands of any person having some vested interest in helping a suspect or accused, that can affect the process of investigation. The doctor who conducts the examination or the institution, in which the examination is undertaken, may not be aware of the stage of investigation of the case in all instances. Also, certificates like postmortem certificate can be misused by persons other than the legal heirs of the deceased or injured, to falsely claim Insurance and the like. The doctor who conducts the examination or the institution in which the examination is undertaken does not have the facility for verification of the actual status of any applicant for a copy of the certificate, regarding his legal heirship in relation to the deceased or injured. That was why a No Objection Certificate from the Investigating Police Officer was insisted for the issue of the fourth copy of postmortem certificate, to the legal heirs of the deceased, as per G.O.

No.18626/G2/69/Health dated 01-07-1969. In any case, it can be seen that every medico-legal certificate or its copy will pass through the hands of and will remain in the hands of an Investigating Police Officer or Magistrate. When requests are made for the copy of any medico-legal certificate, by persons other than the injured or persons other than those who are lawfully entitled to receive it on behalf of the injured or persons other than those who bear the legal heirship of the deceased, and when those requests are as per the Right To Information Act, such requests should be made to the Investigating Police Officer or Magistrate, who are having such certificate under their custody. In the event of tracing of such certificates becoming impossible from their office, due to any reason, the Police Officer or Magistrate can direct the doctor or head of the institution having the office copy of the certificate under their custody, to issue an attested copy/copies of the certificate to the Police Officer or Magistrate, which can be issued to the claimant by the Police Officer or Magistrate. Information regarding the medico-legal examination and certification by a doctor or institution, other than the copy of the medico-legal certificates and their contents, like the number of postmortem examinations, types of cases attended to, numbers of persons attended to with history of assault or accident etc, should be furnished by the head of the institution, as per the provisions of the Right to Information Act."