TELANGANA STATE INFORMATION COMMISSION
(Under Right to Information Act, 2005)
Samachara Hakku Bhavan, D.No.5-4-399, '4' Storied Commercial Complex,
Housing Board Building, Mojam Jahi Market, Hyderabad – 500 001.
Phone Nos: 040-24743399 (O); 040-24740592(F)

Appeal No. 5722, 5723,5724,5725, 5726,5727,5728,5729,5730, 5731, 5733 and 5734/SIC-BM-1/2019, Order dated:05-02-2020

Appellant	:	Sri K. Ashok, H.No.2-3-603/50/6/46/65, Petelnagar, Amberpet, Hyderabad-500013.
Respondents	:	The Public Information Officer (U/RTI Act,2005) / O/o the District Educational Officer, Hyderabad District, Beside Aliya Junior College, Gun Foundry, Abids,
	:	Hyderabad-500001.
		The First Appellate Authority (U/RTI Act, 2005) / The District Educational Officer, Hyderabad District, Beside Aliya Junior College, Gun Foundry, Abids, Hyderabad-500001.

ORDER

Sri k. Ashok has filed 2nd appeal dated **16-05-2019** which was received by this Commission on **16-05-2019** for not getting the information sought by him from the Public Information Officer/ O/o the District Educational Officer, Hyderabad and the First Appellate Authority/ The District Educational Officer, Hyderabad.

The brief facts of the case as per the appeal and other records received along with it are that the appellant herein filed an application dated **23-02-2019** before the Public Information Officer requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005 following Mandals i.e. ***SECUNDERABAD – II Mandal, Hyderabad District, AMEERPET ZONE, Hyderabad District, SHAIKPET MANDAL, Hyderabad District, SAIDABAD - I MANDAL, Hyderabad District, MUSHEERABAD – I MANDAL, Hyderabad District, MARREDPALLY MANDAL, Hyderabad District, TIRUMALGIRI MANDAL, Hyderabad District, MUSHEERABAD – II MANDAL, Hyderabad District, NAMPALLY MANDAL, Hyderabad District, HIMAYATHNAGAR MANDAL, Hyderabad District, Charminar MANDAL, Hyderabad District***. On the following points mentioned below

1) Furnish the list of pre primary schools with locations running under your jurisdiction.

2) Furnish the copies of the pre primary schools permission accorded by competitive authority.

3) Furnish the bank Accounts with statements of 2018-19 of above mention mandal recognized Schools.

4) Furnish the copies of the following Noc's of the recognized schools injurisdictio n.i) GHMC Building permission. ii) Play Ground permission. iii) Traffic police permission. iv) Structure soundness Certificate.

v) No Objection Certificate from GHMC. vi) Fire and Safety Certificate.

4) Furnish the following certificate.
a) Registered Rental deed if Functioning Rental Building.
b) If school Functioning own building copy of the sale deed.

5) Attested Copies of Staff Teacher's Qualification i) Academic ii) Training.

6) Statement of salaries Paid to staff and the mode through which the salary of being paid.

7) Total strength of each school class wise with Gender, recognized schools in the jurisdiction.

8) No of sections if more than one section is existing attested copies of the permission may be furnished the recognized schools in your jurisdiction.

PTO

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Stating that the appellant did not get any response from the Public Information Officer, he filed 1st appeal dated **04-04-2019** before the First Appellate Authority requesting him to furnish the information sought by him u/s 19(1) of the RTI Act, 2005.

Stating that the appellant did not get any response from the First Appellate Authority, he preferred this 2nd appeal before this Commission requesting to arrange to furnish the information sought by him u/s 19(3) of the RTI Act, 2005.

Basing on the material papers available on record, the appeals are taken on file and notices were sent to the parties concerned directing them to appear before this Commission for hearing on 05-02-2020 at Hyderabad.

The cases are called on 05.02.2020. On behalf of the appellant, Sri Mohd Fareeduddin is present and through the affidavit submitted that the Public Information Officer has not furnished the information, as sought in the 6(1) applications so far.

Sri C. Rajashekar / Auditor cum Superintendent / Asst. Public Information Officer / O/o the District Educational Officer, Hyderabad District is also present and in all these cases he submitted the affidavits of the Assistant Director/Public Information Officer, O/o. the District Educational Officer, Hyderabad, wherein it is stated that he transferred the applications dated 23.02.2019 filed under Section 6(1) of the R.T.I. Act to the concerned Public Information Officers Deputy Educational Officers and Deputy Inspector of Schools in the month of May / Jun - 2019 and February-2020.

Concerned Deputy Educational Officers / Deputy Inspector of Schools are also present and submitted through the affidavits that due to delay in transferring the 6(1) applications from the D.E.O., Hyderabad to their Offices, they could not furnish information to the appellant.

Heard the parties and perused the material papers available on record.

Since the appellant and the Public Information Officer is one and the same and the appellant sought similar information of private schools in various Mandals, these cases are clubbed together and a common order is passed.

On verification of the material papers available on record, this Commission observed that in all these cases the applications dated 23.02.2019 were filed under Section 6(1) of the R.T.I. Act, before the Public Information Officer, O/o. the District Educational Officer, Hyderabad, seeking certain information of Private Recognized Schools in various Mandals under the jurisdiction of the D.E.O., Hyderabad.

On perusal of the 6(1) applications dated 23.02.2019 filed by the appellant, this Commission observed that out of the 8 points in the 6(1) applications, the information for point No.1 and 2, will be available in the Office of the District Educational Officer, Hyderabad and during the hearing the Assistant Public Information Officer also agreed the same. Instead of furnishing the information for point No.1 and 2, which will be available in the office records of DEO, Hyderabad, the Public Information Officer, O/o. D.E.O., Hyderabad simply transferred all the applications to the concerned Public Information Officers in various Mandals, that too after a lapse of more than three months.

During the hearing, the Assistant Public Information Officer submitted before this Commission that with regard to point No. 3 to 8, the information will be available in the Schools concerned.

Therefore, the Public Information Officer/Assistant Director, O/o. the District Educational Officer, Hyderabad is directed to furnish the information, in all these cases, for point No.1 and 2 as sought in the applications dated 23.02.2019 filed by the appellant under Section 6(1) of the R.T.I. Act, within one week from the date of receipt of a copy of this order and the appellant is advised that after receiving the information for point No.1 and 2 of various Mandals as sought in the 6(1) applications, file separate applications before the concerned authority, seeking specific information of the particular school from the list furnished by the Public Information Officer.

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The Public Information Officer, Assistant Director, O/o the District Educational Officer instead of furnishing the information for point No.1 and 2, transferred all the applications dated 23.02.2019 under Section 6(3) of the R.T.I. Act to the concerned Public Information Officers in various Mandals, that too after a lapse of more than three months. In this regard, the Commission took a serious view for the negligence and dereliction of duties on the part of the Public Information Officer, O/o the District Educational Officer, Hyderabad. The PIO plays a very crucial role in the implementation of the RTI Act. He is responsible for ensuring the sought information is provided to the appellant within the stipulated time. He has to act objectively.

Therefore, the Public Information Officer/Assistant Director, O/o the District Educational Officer, Hyderabad District is warned not to repeat such lapses in future, while attending the applications filed by the appellant under the provisions of the R.T.I. Act 2005. Explanation is called for from the Public Information Officer/Assistant Director, O/o the District Educational Officer, Hyderabad District within one week from the date of receipt of a copy of this order, failing which, action will be initiated under section 20 of R.T.I. Act.

With the above direction the cases are closed.

BUDDHA MURALI
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC

Copy to

1) The Public Information Officer / Dy. Inspector of Schools, SECUNDERABAD – II Mandal, Hyderabad District.
2) The Public Information Officer / Dy. Inspector of Schools,AMEERPET ZONE, Hyderabad District.
3) The Public Information Officer / Dy. Inspector of Schools,SHAIKPET MANDAL, Hyderabad District.
4) The Public Information Officer / Dy. Inspector of Schools,SAIDABAD - I MANDAL, Hyderabad District.
5) The Public Information Officer / Dy. Inspector of Schools,MUSHEERABAD – I MANDAL, Hyderabad District.
6) The Public Information Officer / Dy. Inspector of Schools,MARREDPALLY MANDAL, Hyderabad District.
7) The Public Information Officer / Dy. Inspector of Schools,TIRUMALGIRI MANDAL, Hyderabad District.
8) The Public Information Officer / Dy. Inspector of Schools, MUSHEERABAD – II MANDAL, Hyderabad District.
9) The Public Information Officer / Dy. Inspector of Schools, NAMPALLY MANDAL, Hyderabad District.
10) The Public Information Officer / Dy. Inspector of Schools, HIMAYATHNAGAR MANDAL, Hyderabad District.
11) The Public Information Officer / Dy. Inspector of Schools, Charminar Zone MANDAL, Hyderabad District.

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