

# 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: 040-24740667 (o); 040-24740592(f)

## Appeal No.6526/SIC-KSR/2022

Dated: 06-02-2023

Appellant : Sri C. Suryanarayana, H No.59/11, LIGH,  
4th Phase, KPHB Colony, Hyderabad-500085.

Respondents : **The Public Information Officer (U/RTI Act, 2005) /**  
O/o. the Deputy Director (Admn), Anti-Corruption Bureau,  
Banjara Hills, Road No. 12, M.L.A Colony, Hyderabad-500034.

**The Appellate Authority (U/RTI Act, 2005) /**  
O/o. the Deputy Director (Admn), Anti-Corruption Bureau,  
Banjara Hills, Road No. 12, M.L.A Colony, Hyderabad-500034.

## ORDER

Sri C. Suryanarayana has filed 2<sup>nd</sup> appeal dated 13-05-2022 which was received by this Commission on 13-05-2022 for not getting the information sought by him from the PIO / O/o. the Deputy Director (Admn), Anti-Corruption Bureau, Banjara Hills, Road No. 12, M.L.A Colony, Hyderabad-500034 and 1<sup>st</sup> Appellate Authority / O/o. the Deputy Director (Admn), Anti-Corruption Bureau, Banjara Hills, Road No. 12, M.L.A Colony, Hyderabad-500034.

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 05-03-2022 before the PIO under Sec.6(1) of the RTI Act, 2005, requesting to furnish the information on the following points mentioned in his application:

I, C. Suryanarayana, S/o. Late Ramulu, aged: 81 years, R/o. H.59/11, LIGH 4<sup>th</sup> Phase, KPHB Colony, Hyderabad. -500 .085 is one of the witnesses in the above said registered crime (Trap Case) between Dada Baig (formerly Dy. Civil Surgeon, Wanaparthi) & Mr.Kodanda Ramulu, Pharmacist, Wanaparthi, Govt. H.Q. Hospital.

I seek the information and date of Judgment in the above case (i.e.Rc.No.11/ACB-CR/1985) by ACB Court.

The Public Information Officer has furnished a reply to the appellant vide C.No.24/RTI/TS/2022, dated 24-03-2022.

Since the appellant was not satisfied with the reply received from the Public Information Officer, he filed 1<sup>st</sup> appeal dated 09-04-2022 before the 1<sup>st</sup> Appellate Authority U/s. 19(1) of the RTI Act, 2005 requesting him to furnish the information sought by him.

The 1st Appellate Authority has passed order on the first appeal vide Proceedings No. 6/1<sup>st</sup> AA/RTI/TS/2022, dated 10-05-2022.

As the appellant was not satisfied with the reply received from the Public Information Officer and the order passed by the 1<sup>st</sup> Appellate Authority, he preferred this 2<sup>nd</sup> appeal before this Commission U/s. 19(3) of the RTI Act, 2005 requesting to take action against the PIO and 1<sup>st</sup> Appellate Authority for not furnishing information sought by him and also to arrange to furnish the information sought by him.

Basing on the material papers available on record, the appeal was taken on file and notices were sent to the parties concerned directing them to appear before this Commission for hearing on 06-02-2023.

The case is called on 06-02-2023. The Appellant is present. The Public Information Officer/ Sri P.Raghava Rao, Administrative Officer is present. The First Appellate Authority/ Sri M.Narender Reddy, Deputy Director (Admin) is present.

P.T.O

The Public Information Officer submitted that vide letter No. C/24/RTI/TS/2022 dated 24-03-2022, a reply was furnished to the appellant stating that the sought information cannot be furnished as the concerned file was destructed as it dates back to 1985.

The First Appellate Authority submitted that an order was passed on the 1<sup>st</sup> appeal in Appeal No. 6/1<sup>st</sup> AA/RTI/TS/2022 dated 10-05-2022, upholding the decision of the Public Information Officer.

The Appellant submitted that he has received reply from the Public Information Officer and the Order passed by the First Appellate Authority.

On perusal of the record, it is seen that the appellant had filed 6(1) application on 05-03-2022. The Public Information Officer has furnished reply vide letter No. C/24/RTI/TS/2022 dated 24-03-2022 and the First Appellate Authority has passed Order on the 1<sup>st</sup> appeal in Appeal No.6/1<sup>st</sup> AA/RTI/TS/2022 dated 10-05-2022.

The Commission has perused the reply furnished by the Public Information Officer and the Order of the First Appellate Authority and found that the Public Information Officer has furnished reply and the 1<sup>st</sup> Appellate Authority has passed orders within the time stipulated under the provisions of the RTI Act.

It is relevant here to extract Section 8(3) of the R.T.I Act, which reads as follows:

*“Subject to the provisions of clauses (a), (c) and (i) of sub-section (1), any information relating to any occurrence, event or matter which has taken place, occurred or happened twenty years before the date on which any request is made under section 6 shall be provided to any person making a request under that section:*

*Provided that where any question arises as to the date from which the said period of twenty years has to be computed, the decision of the Central Government shall be final, subject to the usual appeals provided for in this Act.”*

Since the appellant has sought more than 35 years back information which was destructed, in the light of the above Section, the appeal is closed upholding the reply of the Public Information Officer and the Order of the First Appellate Authority.

**Katta Shekar Reddy**  
**State Information Commissioner**

**Authenticated by:**

**PS to SIC**  
**Copy to: - IT Section/SF**