

# Telangana State Information Commission

(Under Right to Information Act, 2005)  
D.No.5-4-399, Samachara Hakku Bhavan (Old ACB Building),  
Mojam-jahi-Market, Hyderabad – 500 001  
Phone: 24740666 Fax: 24740592

**Appeal No:4757/SIC-MNR/2019**

**Date: - 07-04-2021**

Appellant : Sri K. Anand, H.No. HIG-64, III Floor,  
Near Saibaba Temple, Balaji Nagar,  
Kukatpally, Hyderabad.

Respondents : Public Information Officer  
(U/RTI Act, 2005)  
O/o the Telangana State Medical  
Council, Hyderabad.

First Appellate Authority  
(U/RTI Act, 2005)  
O/o the Telangana State Medical  
Council, Hyderabad.

## **Order**

Sri K. Anand has filed second appeal dated **12-04-2019** which was received by this Commission on **23-04-2019** for not getting the information sought by him from the Public Information Officer/ O/o the Telangana State Para Medical Board, Hyderabad and the First Appellate Authority/ O/o the Telangana State Para Medical Board, 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 **03-01-2019** before the Public Information Officer requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005 on the following points mentioned:

1. Kindly provide the attested copies of evidence produced by Mr.Md.Hafeez, apart from his explanation letter dated 6-6-2018.
2. Kindly confirm whether Mr.Md.Hafeez has submitted any material as evidence in his defense against my complaint, if so please provide attested copies.
3. In my written argument dated 4/7/2018, I produced total six enclosures as evidences from Page. No 5 to 29. Kindly confirm is it not material evidence.
4. Kindly confirm that any lab technician can test any person's blood without any consent. Even though the blood was collected by other persons as per Hafeez's explanation.
5. Kindly confirm without my consent Mr.Hafeez performed all the tests and gave false report without sample collection date and time. Kindly give committees finding on the above facts.
6. Kindly confirm that the above act of Mr.Md.Hafeez is not Misconduct.
7. Kindly provide attested copies of Minutes of hearing held on 27/10/2018.
8. Kindly confirm, According to your letter Lr.No.171/2/TSPMB/2018.dated 24-11-2018. Your are putting impossible task on the complainant by asking to produce evidence against Mr.Hafeez as he has taken your blood sample without your consent so as to finalize the case.
9. Already complainant produced all circumstantial and direct evidence proving all the allegations against Mr.Md.Hafeez along with case laws of Supreme Court in his written arguments dated 4-7-2018 and 8-12-2018 which you did not consider, explain.
- 10.As a victim I am having every right to know why or under which obligation you people are protecting Mr.Hafeez from his UN ethical acts, even though he did not provide any single piece of evidence in his defense.

The Public Information Officer through Letter dated 11-01-2019 furnished available information to the appellant.

Stating that the appellant was not satisfied with the reply of the Public Information Officer, he filed 1<sup>st</sup> appeal dated **13-03-2019** before the First Appellate Authority requesting him to furnish the information sought by him u/s 19(1) of the RTI Act, 2005.

The First Appellate Authority through Letter dated 11-04-2019 informed to the appellant that they have already furnished available information. Hence they requested the appellant to provide some substantial evidence to take necessary action in the matter.

Stating that the appellant was not satisfied with the reply of the Public Information Officer and the First Appellate Authority, he preferred this 2<sup>nd</sup> appeal before this Commission requesting to arrange to furnish the information sought by him u/s 19(3) of the RTI Act, 2005.

In view of the above, with a request to both the parties to attend for hearing on **07-04-2021 at 10.30 AM.**

The Case was heard on 07-04-2021. The appellant was absent. The PIO/O/o. the Telangana State Para Medical Board, Koti, Hyderabad was also absent.

The Commission perused the material papers available on records and observed that the PIO has not furnished the complete information to the appellant as sought by him through his 6(1) application. The Commission took a serious view against the PIO for furnishing the information to the appellant and for not attending for hearing even after receipt of notice from the Commission and directed to issue **Show Cause Notice** to the PIO/O/o. the Telangana State Para Medical Board, Koti, Hyderabad.

The Commission also directs the PIO to furnish the information to the appellant within one week through registered post with acknowledgement due and to report compliance to the Commission. The order on **Show Cause Notice** will be dealt separately.

With the above direction, the appeal is closed.

**MYDA NARAYAN REDDY**  
**STATE INFORMATION COMMISSIONER**

**Authenticated by:**

**Judicial Officer**  
**Copy to: SO / SF / OC**