

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

Complaint No: 10278 & 10357/SIC-MNR/2020

Date: 29-03-2022

Complainant : Sri S. Pramod Kumar, H.No.8-82/7/18/4/32, Value Constructions, Bommakal Village, Karimnagar, Karimnagar District.

Respondent : Public Information Officer (U/RTI Act, 2005) The District Educational Officer, Karimnagar District.

Order

Sri S. Pramod Kumar has filed complaints dated **26-11-2020** which was received by this Commission on **05-12-2020 & 07-12-2020** for not getting the information sought by him from the Public Information Officer/ The District Educational Officer, Karimnagar District.

The brief facts of the case as per the Complaint and other records received along with it are that the complainant herein filed two applications dated **27-07-2020** before the Public Information Officer requesting to furnish the information under Sec.6(1) of the RTI Act, 2005 on the following points mentioned:

సంబంధించినట్లు, నా ఆర్డర్ విధులు నిర్వహించి సమాచారం సమర్పించి
 ఈ క్రింది సమాచారం ఇవ్వాలని కోరుకుంటున్నాను.
 1. తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 పట్టికలు, బిల్డింగ్ ఖర్చు వివరాలు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు
 తెలంగాణ ప్రభుత్వం విద్యా శాఖలో ఉన్న ప్రభుత్వ, ప్రైవేట్ స్కూల్స్ వివరాలు,
 వీటి బిల్డింగ్ ఖర్చులు, భూమి వివరాలు, పి.ఎఫ్. వివరాలు, బాండ్లు, లాన్లు

Stating that the complainant did not get any response from the Public Information Officer, he preferred these complaints before the Commission requesting to arrange to furnish the information sought by him u/s 18(1) of the RTI Act, 2005.

In view of the above, notice is issued to both the parties to attend for hearing on **16-02-2022 at 10.30 AM.**

P.T.O

The Cases were heard on 16-02-2022. The complainant is absent. The PIO/ O/o. the District Educational Officer, Karimnagar District is also absent.

The Commission perused the material papers available on record the Commission observed that the PIO has failed to furnish the information to the complainant and was absent for hearing even after the receipt of notice from the Commission. The Commission directs to issue **Show Cause Notice** to the PIO for not furnishing the information and also for his/her absence for hearing before the Commission.

The Commission is of the view that the First Appellate Authority is a senior officer to the Public Information Officer and to ensure that the Public Information Officer is discharging his functions properly rests upon him. The very fact that the First Appellate Authority has not responded shows his lethargic attitude and wanton negligence to perform his obligations under RTI Act. Hence the Commission directs the First Appellate Authority to submit his explanation for not taking any action against the public Information Officer in performing his duties as per the provisions of RTI Act.2005.

The Commission also directs the PIO to furnish the information to the complainant within one week from the date of receipt of this order through RPAD and to report compliance to the Commission. The order on **Show Cause Notice** will be dealt separately.

With the above direction, the complaints are adjourned and postponed to **16-03-2022 at 10:30 AM.**

The case was again heard on 16-03-2022. The appellant was absent. The PIO and the FAA O/o the District Educational Office are also absent. Since the PIO & FAA are absent the Case was adjourned to **29-03-2022.**

The case is again heard on 29-03-2022. The FAA/Sri Ch.Janardhan Rao, District Educational Officer, Karimnagar District is present and stated that the information sought by the appellant is pending before the Hon'ble High Court with W.P.No.35375/2013 and vide letter No.1367-1/A4/2022 dated.29-03-2022 they are ready to inform the same to the appellant.

Heard the PIO and perused the material papers available on record. The Commission observed that the PIO has failed to provide any reply to the appellant till date.

The Commission took a serious view against Public Information Officer for not furnishing any reply/information to the appellant within the stipulated period of 30 days as per Section 7(1) of the RTI Act 2005. The Commission warns the PIO not to repeat such lapses in future and strictly adhere to the provisions of the RTI Act 2005.

Hence the Commission directs the PIO to furnish the reply to the appellant within one week and also furnish the information immediately after the receipt of order from the Hon'ble High Court and to report compliance to the Commission. The order on **Show Cause Notice** will be dealt separately.

With the above direction, the complaints are closed.

MYDA NARAYAN REDDY
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC

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