

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:11498/SIC-MNR/2021

Date:09-02-2022

Complainant : Sri Mohd Sadiq, S/o. Late Mohd Khaja, R/o. H.No. 3-3-250, Aditya Nagar, New Hafeezpet, Miyapur, Hyderabad – 500 049.

Respondent : Public Information Officer (U/RTI Act, 2005)
The Deputy Tahsildar, Mominpet Mandal, Vikarabad District.

Order

Sri Mohd. Sadiq has filed complaint dated **09-09-2021** which was received by this Commission on **13-09-2021** for not getting the information sought by him from the Public Information Officer/ The Deputy Tahsildar, Mominpet Mandal, Vikarabad District.

The brief facts of the case as per the Complaint and other records received along with it are that the complainant herein filed application dated **07-08-2021** before the Public Information Officer requesting to furnish the information under Sec.6(1) of the RTI Act, 2005 on the following points mentioned:

I request the kind authorities to kindly provide the following information under R.T.I. Act 2005, about Smt Chakali Ramulamma, W/o Sri Chakali Ramulu, Passbook No: T07110110713, Katta No:60318, in sy.No.6/A admeasuring Ac.(1-10) guntas situated at Morangapally (V), Mominpet(M). Vikarabad(D), T.S.

- 1. On which date the above said land passbook has been issued ? and the same day how many Patta pass books are issued from your esteemed office ?**
- 2. Before issuing Patta pass book are you verify the land owners PAN CARD, AADHAR CARD & their Bank Pass Book ?**
- 3. In the Hon'ble District Court a Civil suit was pending on the above property, is it possible to Register or not in your esteemed office ?**
- 4. Without verification of Original Pass book how can you register the above said property and issued the pass book to them on which Act bases can be done by your esteemed office ?**
- 5. If pass book is lost by the land owner, what is the process to retrieve and to issue new passbook ?**

The Public Information Officer through Lr.No. A/25/2021 dated 03-09-2021 furnished available information to the complainant.

Stating that the complainant was not satisfied with the reply of the Public Information Officer, he preferred the complaint 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 **09-02-2022 at 10.30 AM.**

The Case is heard on 09-02-2022. The complainant is absent. The PIO/ Sri K.Ravinder Dutt, Deputy Tahsildar, Mominpet Mandal, Vikarabad District is present and stated that since the information sought by the complainant is third party information and the same cannot be disclosed, vide letter No.A/25/2021, dated.03-09-2021 the same was furnished to the complainant through registered post.

Heard the PIO and perused the material papers available on record. The Commission observed that the information sought by the complainant is in the form of questionnaire and is not as per Section 2(f) of RTI Act, 2005.

The Commission is of the view that the information sought by the complainant is in the form of questionnaire.

As per the decision dated.03-04-2008 of the High Court of Bombay at Goa in Writ Petition No.419 of 2007 in the case of Dr. Pinto Vs Goa State Information Commission, the information under the RTI Act, 2005 is defined as follows:

“The definition of the information cannot include within its fold answers to the question “why” which would be same thing as asking the reason for a justification for a particular thing. The Public Information authorities cannot expect to communicate to the citizens the reason why a certain thing was done in the sense of a justification because the citizen makes a requisition about information. Justification are matter within the domain of adjudicating authorities and cannot properly be classified as information”.

In view of the above, the Commission advises the complainant to file a separate 6(1) application before the concerned PIO, Keeping in view of section 2(f), 6(1)(b) and the decision of the Hon'ble High Court of Bombay as referred above.

Accordingly, the complaint is closed.

MYDA NARAYAN REDDY
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC