

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:13841/SIC-MNR/2021

Date: - 04-01-2022

Appellant : Sri G.V.N. Sreedhar Raju, 6-3-249/2/A,
PVR Chambers, 1st Floor, Road No. 1,
Banjara Hills, Hyderabad.


Respondents : Public Information Officer
(U/RTI Act, 2005)
O/o the Department of Mines & Geology,
Adarsh Nagar, Hyderabad.

First Appellate Authority
(U/RTI Act, 2005)
O/o the Department of Mines & Geology,
Adarsh Nagar, Hyderabad.

Order

Sri G.V.N. Sreedhar Raju has filed second appeal dated **20-10-2021** which was received by this Commission on **26-10-2021** for not getting the information sought by him from the Public Information Officer/ O/o the Department of Mines & Geology, Adarsh Nagar, Hyderabad and the First Appellate Authority/ O/o the Department of Mines & Geology, Adarsh Nagar, 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 **24-06-2021** before the Public Information Officer requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005 on the following points mentioned:

6	 <p>Details of required information</p>	<p>In respect of State Level Committee 3 members constituted vide G.O. Ms No. 44 dated 26.07.2018 to examine saved cases u/s 10A(2) (b) of MMDR Act, 1957 of which you are Member-Convener, please provide details as under:</p> <p>(a) Date(s) for which meeting of above State Level Committee were scheduled to be held between period of 01.01.2019 to 31.03.2021 with copy of "Notice of Meeting" given from your end to members;</p> <p>(b) A Party wise List of all saved cases u/s 10A(2) (b) of MMDR Act, 1957 (PL to ML applied) related to State of Telangana referred to said State Level Committee for examination and processing and date on which such list was prepared by your dept. (give details of area applied for grant of ML by applicants, location i.e. Village, Tehsil and District, date applied and mineral for which applied, party wise & address.</p> <p>(c) Copy of Agenda items with annexed documents as were circulated to members prior to meeting in respect of all meetings of State Level Committee scheduled from 1.1.2019 to 31.3.2021 for each date;</p> <p>(d) Copy of Minutes of Meeting of above State Level Committee actually held from 1.1.2019 to 31.3.2021 to examine saved cases U/S 10A(2) (b) of MMDR Act with copy of forwarding letter sent to members and State Govt./Industries Dept. for information by you in capacity of member-convener.</p>
		<p>(e) Details of dates when any meeting scheduled but not actually held/adjourned with exact reasons thereof;</p> <p>(f) Copy of all communication/message date wise from other members of Committee to you intimating/ expressing difficulty in attending meeting scheduled.</p> <p>(g) Copy of all Letters sent to State Government/ Industries Deptt and received from State Government addressed to you as Member-Convener of Committee from 26.7.2018 to 31.03.2021.</p> <p>(i) Copy of Grant Order of ML issued from 16.7.2018 to 31.3.2021 (in any saved case u/s 10A (2) (b) of Act)</p> <p>(j) Copy of all the Representation /Reminder/ Letter recd. by your department/addressed to you from various Applicants for expediting of saved cases, with details of action taken and if not by you then reasons.</p>

The Public Information Officer through letter dated 08-07-2021 informed that the requested information is in the form of questions and it is not to reply/ answers to the questions as per the section 2(f) of RTI Act, 2005.

Stating that the appellant was not satisfied with the reply of the Public Information Officer, he filed 1st appeal dated **26-07-2021** 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 Proceeding No. 1180087/E2/RTI-Appeal/2021 dated 20-09-2021 the information provided by the SPIO vide Letter dated 08-07-2021 holds good and the appeal is hereby disposed off.

Stating that the appellant was not satisfied with the reply of 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.

In view of the above, notices are issued to both the parties to attend for hearing on **04-01-2022 at 10.30 AM.**

The Case was heard on 04-01-2022. The appellant is absent. The PIO/ Smt.M.Vijaya Vani, Deputy Director, O/o the Department of Mines & Geology, Hyderabad is present and the FAA/Sri.M.Venkateshwarlu, Joint Director, O/o the Department of Mines & Geology, Hyderabad is present and stated that the appellant is seeking information relating to a state level Committee and since the committee report is not finalized the information sought by the appellant is not furnished and moreover the information sought is in the form of questions. The PIO further stated that vide Letter No.1136254/E/RTI/2020, dated.08-07-2021 the same has been informed to the appellant through registered post and submitted a copy of the letter along with the copy of the postal receipt.

Heard the PIO and perused the material papers available on record. The Commission observed that since the committee report is not finalized the PIO was unable to furnish the sought information to the appellant.

Hence the Commission directs the PIO to furnish the information immediately after the receipt of the committee report through RPAD and to report compliance to the Commission

With the above direction, the appeal is closed.

MYDA NARAYAN REDDY
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC