

# 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:14042/SIC-MNR/2021**

**Date: - 29-03-2022**

Appellant : Sri P. Devaraju, H.No. 7-114/2,  
Elgandal Village, Kothapally Mandal,  
Karimnagar District – 505 401.

Respondents : Public Information Officer  
(U/RTI Act, 2005)  
O/o the District Educational Officer,  
Karimnagar District.

First Appellate Authority  
(U/RTI Act, 2005)  
The District Educational Officer,  
Karimnagar District.

## **Order**

Sri P. Devaraju has filed second appeal dated **27-10-2021** which was received by this Commission on **29-10-2021** for not getting the information sought by him from the Public Information Officer/ O/o the District Educational Officer, Karimnagar District and the First Appellate Authority/ the District Educational Officer, Karimnagar District.

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 **21-08-2021** before the Public Information Officer requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005 on the following points mentioned:

- 1) రామడుగు మండల పరిశిల్పానికి ఆర్డర్ వికల్పానంతోపాటు పాస్ పోస్ట్ లో అప్లికేషన్ నెంబర్ 292 గలది, రామల నాగరాజు & సో రాజీవ్ గల వారి ప్రాజెక్ట్ వదిలిన కొద్ది సమయంలో ప్రాజెక్టును గుర్తించగలము.
- 2) వెంకట నాగరాజు వారి సమస్యలను ఎప్పుడూ అప్లికేషన్ పొందినాడు. అది ఎన్నో తరగతి, ఎంతవరకు వారి సమస్యలను పరిష్కరించాడు. గతంలో వెంకట నాగరాజు RTI Act లోని సెక్షన్ 5(5) డౌన్ లోడ్ చేసి రాజీవ్ అప్లికేషన్ తుని, ప్రాజెక్టును గుర్తించగలము. ప్రాజెక్టు కొరతను కలిగించిన 100 ఆఫీసులకు తనివీటి తయారై ఉంది. చూపించగలము.

Stating that the appellant did not get any response from the Public Information Officer, he filed 1<sup>st</sup> appeal dated **09-09-2021** before the First Appellate Authority requesting him to furnish the information sought by him u/s 19(1) of the RTI Act, 2005.

Stating that the appellant did not get any response from 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, notice is issued to both the parties to attend for hearing on **16-02-2022 at 10.30 AM.**

P.T.O

The Case is heard on 16-02-2022. The appellant 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 appellant 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 appellant 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 appeal is adjourned and postponed to **16-03-2022 at 10:30 AM.**

The case was earlier heard on 16-02-2022. The appellant was absent. The PIO was also absent. Since both the parties are absent the case was adjourned to 16-03-2022.

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 Mandal Educational Officer, MP Ramadugu Mandal vide letter No.481/2022, dated.18-02-2022 has furnished the information to the appellant through registered post. The PIO also filed a copy of the information but failed to provide copy of the acknowledgement as a proof of dispatch.

Heard the PIO and perused the material papers available on record. The Commission observed that the PIO has furnished the information to the appellant but failed to provide any proof of dispatch.

Hence the Commission directs the PIO to furnish the information once again to the appellant within one week 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**

T S I C