

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 – 500001.
Phone: 24740155 Fax: 24740592

Appeal No: 5552/SIC-SK/2022

Date: - 01-09-2022

Appellant : Sri Pratyush Kumar Das, Cuttack.

Respondents : Public Information Officer
(U/RTI Act, 2005)
O/o the Transport Commissioner,
Dr. B. R. Ambedkar Transport Bhavan,
Somajiguda, Hyderabad.

First Appellate Authority
(U/RTI Act, 2005)
O/o the Transport Commissioner,
Dr. B. R. Ambedkar Transport Bhavan,
Somajiguda, Hyderabad.

Order

Sri Pratyush Kumar Das, Cuttack has filed 2nd appeal dated: 13-04-2022 which was received by this Commission on 22-04-2022 for not getting the information sought by him from the PIO / O/o the Transport Commissioner, Dr. B. R. Ambedkar Transport Bhavan, Somajiguda, Hyderabad and 1st Appellate Authority / O/o the Transport Commissioner, Dr. B. R. Ambedkar Transport Bhavan, Somajiguda, 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: 30-12-2021 before the PIO requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005, on the following points mentioned in his application:

with due respect, I am requesting you kindly provide my information sought in next page under RTI Act, 2005 for which I am paying Rs10.00 towards my RTI application fees through postal order No.53F 18623 and also agree to pay require information fees under RTI Act, 2005. I am also enclosing copy of my voter ID card herewith for your kind information and necessary action.

Stating that the appellant did not receive the information from the PIO, the appellant filed 1st appeal dated: 26-02-2022 before the 1st Appellate Authority requesting him to furnish the information sought by him u/s 19(1) of the RTI Act.

Stating that the appellant did not get the information from the PIO / 1st Appellate Authority even after 30 days of filing his 1st appeal, he preferred this 2nd appeal before this Commission requesting to take action against the PIO and 1st Appellate Authority for not furnishing information sought by him and also to arrange to furnish the information sought by him u/s 19(3) of the RTI Act, 2005.

In view of the above, the 2nd appeal was taken on file and Notices issued to both the parties for hearing on 01-09-2022 at 10.30 A.M.

The case is called on 01-09-2022. The appellant is absent, but filed his affidavit stating that the PIO has not furnished the information. The PIO / Smt. K. Raja Rajeshwari, Assistant Secretary, O/o the Transport Commissioner, Somajiguda, Hyderabad is present and filed her affidavit stating that reply was given to the appellant vide letter No: 99/RTI/2022 dated: 27-08-2022 informing that the information cannot be furnished as per Section 8 of the RTI Act 2005. The PIO filed copies of the reply furnished along with the acknowledgement of the appellant before the Commission.

Heard the PIO and perused the material papers available on record and observed that the appellant through his 6(1) application dated: 30-12-2021 seeking information regarding the permits issued to 160 trucks and whether these vehicles are registered by their office and few more details and the PIO vide letter dated: 27-08-2022 stated that the information could not be furnished as per Section 8 of the RTI Act 2005.

The Commission upholds the reply of the PIO. The Commission took a serious view against the PIO for not furnishing the information to the complainant 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.

In view of the above, the appeal is closed.

SYED KHALEELULLAH
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC