

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: 247405928

Complaint No: 7543/SIC-SK/2022

Date: 15-09-2022

Complainant : Sri Faiyaz Ahmed Shama,
Adilabad District.
Respondent : Public Information Officer
(U/RTI Act, 2005)
O/o the Sub-Registrar,
Adilabad District.

Order

Sri Faiyaz Ahmed Shama, Adilabad District has filed a Complaint dated: 29-05-2022 which was received by this Commission on 04-06-2022 for not getting the information sought by him from the PIO / O/o the Sub-Registrar, Adilabad District.

The brief facts of the case as per the Complaint and other records received along with it are that the Complainant herein filed an application dated: 23-04-2022 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 annexed.

1. Number of officers working in the office of the Joint Sub Registrar Office, Adilabad along with designation and phone numbers.
2. Name of the designation of the officers worked as Joint Sub Registrar I & II from 01-01-2022 to till to date.
3. Details of the officers suspended/Trapped by the ACB/ Sent to Jail with attested copies of the suspension and revocation of suspension orders along with all the relevant documents like FIR Copies, Charge sheet filled by Police/ACB, Department enquiries reports.
4. Under section 4 (F) of Right to information Rules 2012 I request the kind authority to kindly provide date and time to inspect the records held with the Office of the Joint Sub Registrar Office, Adilabad
5. I would like to remind the kind authority to go through the Right to Information Rules 2012 wherein it is clearly mentioned Under Section 5 " Exemption from payment of fees:- No fee under rule 3 and rule 4 shall be charged from any person who is below poverty line provided a copy of the certificate issued by the appropriate Government in this regard is submitted along with the application (Copy enclosed).
I request the kind authority to kindly provide the above said information free of

Stating that the PIO has not furnished the required information even after 30 days of filing his application, he preferred this 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, the Complaint was taken on file and Notices issued to both the parties for hearing on 15-09-2022 at 12.00 P.M.

The case is called on 15-09-2022. The complainant is absent. The PIO / Sri D. Ashok, Joint Sub Registrar, Adilabad District is present and filed his affidavit stating that point wise reply was given to the complainant vide letter No: OB/RTI/129/2022 dated: 18-05-2022 and for the remaining information the complainant was requested to pay the requisite fee and obtain the same from Mee Seva, since the appellant did not pay the requisite fee the said information was not furnished. The PIO filed copy of the reply along with the postal receipt before the Commission.

Heard the PIO and perused the material papers available on record. The complainant through his complaint dated: 29-05-2022 filed before the Commission stated that he belongs to BPL category, hence requested to furnish the information for free of cost.

The Commission referred to the G.O. Ms. No: 740 dated: 01-10-2007 issued by the Government of Andhra Pradesh, General Administration (Coord. GPM & AR) Dept. wherein the said rules: 1. Rule 3 (ii) reads as follows:

“Provided that White Card Holders are treated as people below the poverty line and are exempt from payment of application fee.”

It is clear that the BPL card holders are exempted from paying the application fee (Rs.10/- Court Fee Stamp / IPO only) and not the payment for cost of information. The complainant has to pay the prescribed fee towards the cost of information with reference to the G.O.Ms. No: 454 GA(I&PR-II) Department dated: 13-10-2005.

Keeping in view of the above, the Commission upholds the reply of the PIO and closed the complaint.

SYED KHALEELULLAH
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC