

# 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: 9708/SIC-SK/2021**

**Date: 01-09-2022**

Complainant : Sri Rajaiah Venu,  
Sangareddy District.

Respondent : Public Information Officer  
(U/RTI Act, 2005)  
O/o the Executive Engineer,  
(R&B) Division, Rangareddy District.

Public Information Officer  
(U/RTI Act, 2005)  
O/o the National Highway Authority  
of India, Banjara Hills, Hyderabad.

## **Order**

Sri Rajaiah Venu, Sangareddy District has filed a Complaint dated: 06-08-2021 which was received by this Commission on 10-08-2021 for not getting the information sought by him from the PIO / O/o the Executive Engineer, (R&B) Division, Rangareddy 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: 27-02-2021 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 annexed.

Below items (4.1 to 4.10) are for your kind information and consideration:

4.1 As per section 6(2) of the RTI Act 2005, "An applicant making request for information shall not be required to give any reason for requesting the information or any other personal details except those that may be necessary for contacting him."

4.2 As per section 6(3) of the RTI Act 2005, In case, the requested information is held by another public authority, I request the PIO to transfer the application or part of it within FIVE days and immediately inform me about such transfer.

4.3 As per section 7(1) of the RTI Act 2005, I request the PIO to provide the requested information within 30 days.

4.4 As per section 7(2) of the RTI Act 2005, In case of no decision received within 30 days, the PIO shall be deemed to have refused the request.

4.5 As per section 7(3) of the RTI Act 2005, In case, there are further fee required to provide the requested information, I request the PIO to inform me of the additional fee amount along with the calculations made to arrive at the amount.

4.6 As per section 7(8) of the RTI Act 2005, In case of rejection of my application, I kindly request you to provide the reason for such rejection and not just quote a section of RTI. Also, I request you to provide the details of Appellate authority.

4.7 As per section 7(9) of the RTI Act 2005, I request the PIO to provide the requested information in the form in which it is sought.

4.8 As per section 8(2) of the RTI Act 2005, "Not with standing anything in the Official Secrets Act, 1923 nor any of the exemptions permissible in accordance with sub-section (1), a public authority may allow access to information, if public interest in disclosure outweighs the harm to the protected interests."

4.9 As per section 10(2) of the RTI Act 2005, In case the requested information is exempt from disclosure by any other law, I request you to provide that part of the record which does not contain any information which is exempt from disclosure under RTI Act 2005. FYI: "The RTI Act has over-riding effect vis-a-vis other laws in as much as the provisions of the RTI Act would have effect notwithstanding anything inconsistent therewith contained in the Official Secrets Act, 1923, and any other law for the time being in force or in any instrument having effect by virtue of any law other than the RTI Act "

and more few points.

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 23-06-2022 at 12:00 P.M.

The case is called on 01-09-2022. The complainant is absent. The PIO / Sri A. Raman Kumar, Deputy Executive Engineer, R&B Division, Ranga Reddy Region, Ranga Reddy District is present and filed his affidavit stating that vide letter No: EE(R&B)/RRD/DB/HD/D5/2020-2021/01 dated: 26-04-2021 the application was transferred to the PIO / O/o the National Highway Authority of India, Banjara Hills, Hyderabad with a request to furnish the information to the complainant.

Heard the PIO and perused the material papers available on record.

The Commission directs the PIO / O/o the National Highway Authority of India, Banjara Hills, Hyderabad to furnish the information or give a specific reply to the complainant within One (1) Week from the date of receipt of this order through Registered post with acknowledgement due and to report compliance to the Commission.

With the above direction, the complaint is closed.

**SYED KHALEELULLAH**  
**STATE INFORMATION COMMISSIONER**

**Authenticated by:**

**Section Officer**

**Copy to: SO / SF / OC**