

Before the Registrar of Cooperative Societies-cum-First Appellate Authority
Under the Right to Information Act, 2005.

First Appeal No.31/2022

Present: Thiru. S.YESVANTHAIYAH

Registrar of Cooperative Societies-cum-First Appellate Authority.

K. Rajaguru,
S/o. Kuppasamy
No.52, ECR Road,
Kannapathy Chetty Kulam,
Pondicherry – 605 014.

> >>>> Appellant

Vs

The P.I.O-Cum-Deputy Registrar (Audit)
Co-operative Department,
Puducherry.

>>>>> Respondent-1

The Administrator-cum-P.I.O.,
The Kalapet Primary Agricultural Co-op,
Credit Society Ltd., , P.96,
Puducherry.

>>>>> Respondent-2

ORDER

(Issued under Section 19 of the Right to Information Act, 2005)

The appellant submitted an application dated 28.11.2022, under Section 6 of the Right to Information Act, 2005, (hereafter "the Act") to the 1st respondent and sought for certain information. The respondent-1 has transferred the said application to the Kalapet Primary Agricultural Co-operative Credit Society Ltd., P.No.96 (Respondent-2) on 01.12.2022, under Section 6(3) of the Act, since the information sought by the appellant pertains to the society.

2. No response is received by the appellant from the respondents. Aggrieved by the non response of the respondents, the appellant filed this first appeal dated 2.1.2023 with the plea that, the respondents should be directed to furnish the information as requested in his RTI application dated 28.11.2022. The response of the respondents were called for, vide notice dated 09.01.2023.

3. The respondent-1 has furnished his response vide letter dated 18.01.2023. The respondent has stated that, the copy of the appellant / applicant's request in form-1 dated 28.11.2022 was transferred under Section 6(3)(i) of the Right To Information Action, 2005 to the Administrator / Public Information Officer of the Kalapet Primary Agricultural Co-operative Credit Society Ltd., P.No.96 on 1.12.2022 for furnishing the required information directly to the applicant.

4. The respondent-2 has furnished his response vide letter dated 20.01.2023. The respondent has stated that, the copy of the appellant / applicant's request in Form-1 dated 28.11.2022 was not received by them either from the Office of the Registrar of Co-operative Societies or the applicant. However, the First Appeal Notice dated 9.1.2023 alongwith the Form-1 dated 28.11.2022 was received by them only on 12.1.2023. Hence, the Respondent-2 has requested to grant sufficient time of 30 days from the date of receipt of Form-1, to the society for providing the information to the applicant which relates to past 20 years.

5. On perusal of the response of the 2nd respondent, it is found that the 2nd respondent has not received the copy of the appellant's request in form-1 dated 28.11.2022 which was transferred under Section 6(3)(i) of the Right to Information Act, 2005 by the 1st respondent on 1.12.2022 and hence could not furnish the required information directly to the applicant.

6. Therefore, the 2nd respondent is directed to furnish the information, as sought by the appellant in his application on 28.11.2023, at free of cost, within 15 days from the date of receipt of this order.

7. With the above directions, this appeal is disposed of.

8. If aggrieved by this decision, a 2nd Appeal may be filed, under Section 19(3) of the Act, within 90 days, with the 2nd Appellate Authority, whose address is given below:

Central Information Commissioner
Room No.305.II Floor, "B" Wing, August Kranti Bhavan
Bhikaji Cama Place, NEW DELHI-110 066.

Dated at Puducherry on the 3rd day of February, 2023.

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(S.YESVANTHAIYAH)
Registrar of Cooperative Societies-
cum- First Appellate Authority

To:

1. The Appellant
2. The Respondents 1 & 2.
3. The Web Editor, Cooperative Dept., Puducherry.
4. Stock File 2023.