

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

First Appeal No.6/2021

Present: Thiru L.MOHAMED MANSOOR
Registrar of Cooperative Societies-cum-First Appellate Authority.

Sivaprakasam,
5, Perumal Sillaimedu,
Uruvaiyar,
Puducherry - 605110

>>>>> Appellant

Vs

1. The Deputy Registrar (Audit) -cum- Public Information Officer,
Cooperative Department, Puducherry-605009.

2. The President-cum- Public Information Officer,
Uruvaiyar Coop. Milk Producers Society Ltd.,
Uruvaiyar, Puducherry – 605110

>>>>> Respondents

ORDER

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

The appellant submitted an application dated 19-02-2021, under Section 6 of the Right to Information Act, 2005, (hereafter "the Act") to the 1st respondent and sought for certain information. The 1st respondent transferred the application to the 2nd respondent on 02-03-2021 and informed to furnish the information sought for Sl.Nos.3 to 5, under copy to the appellant. The 1st respondent furnished the information to the appellant for Sl.No.1,2,5 to 7, on 10-03-2021.

2. Aggrieved by the 2nd respondent-society's non-reply, even after the lapse of the statutory time limit for furnishing the said information, the appellant filed this first appeal dated 08-04-2021.

3. The response of the respondents were called for. The 1st respondent furnished their response on 23.04.2021, stating that the available information was furnished for Sl.No.1,2,5 to 7 on 10-03-2021. They also added that the transferred letter dt. 02-03-2021 to the 2nd respondent was returned by the postal department stating that "intimated but not claimed" and the society was informed on 16.03.2021 & 19.03.2021 about it. But, the society received the said letter on 21.04.2021 from them. Further, it is also stated that "Form I - dt.27.01.2021" is also enclosed along with this appeal is irrelevant to the present appeal, for which also available information was furnished on 16-02-2021, which was also returned by the postal department as "absent intimation 18-02-2021 & 19.02.2021". The said reply also remains unclaimed by the appellant till date even though the appellant was informed on 03-03-2021.

4. The 2nd respondent furnished their response on 22-04-2021, wherein the available information was furnished in respect of Sl.No. 3,4, and 5 (**Copy forwarded to the Appellant**). On perusal, it is observed that the 1st respondent forwarded the appellant application dated 19-02-2021 (except Sl.No.1,2,6,7) for its disposal by the 2nd respondent-society, which ought to have furnished the same within the statutory time-limit, but not furnished. This has caused the appellant to prefer this appeal. It is unfortunate to note that the 2nd respondent-society has furnished the information belatedly, vide their letter dt.22-04-2021, i.e., after the lapse of statutory time limit for furnishing the information. However, at present the plea of the appellant is met out.

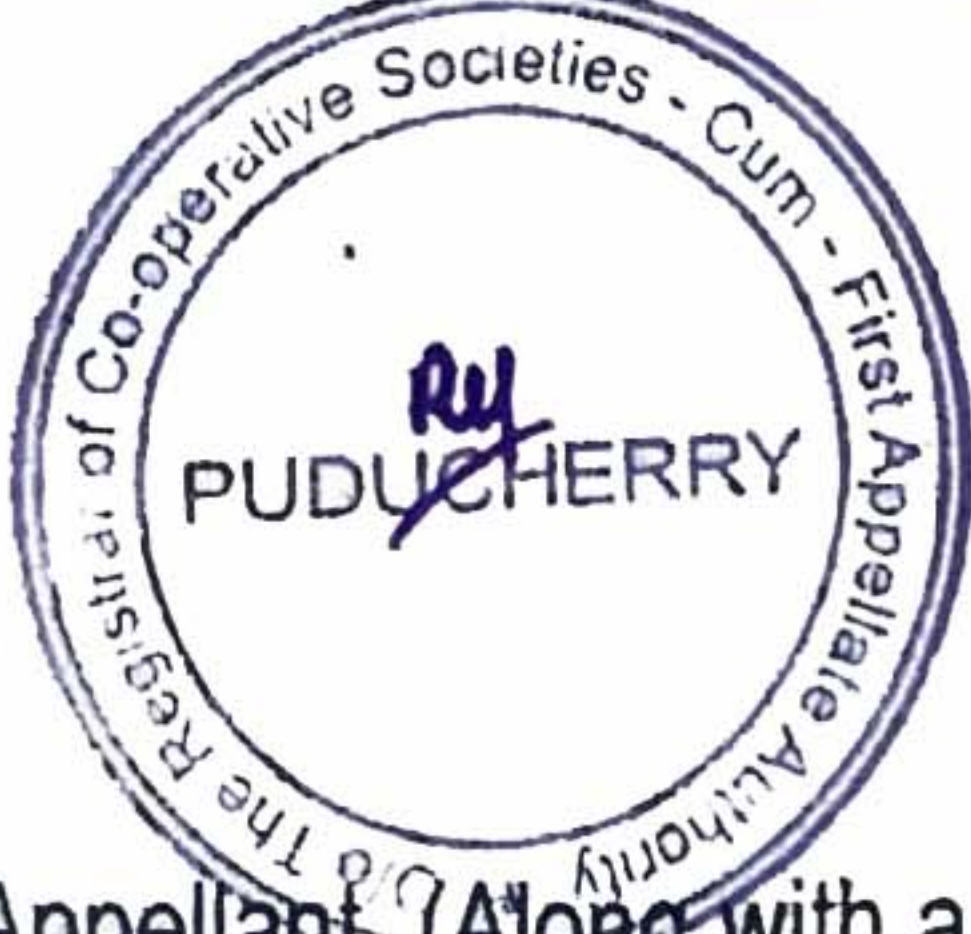
5. In view of the above, as nothing survives in this appeal, this first appeal is disposed of, with a direction to the **respondent-society to meticulously adhere the provisions of the said Act, in letter and spirit, and henceforth dispose of the applications under the said Act within the stipulated time limit of 30 days; failing which the respondent will be subjected to legal consequences as per the penal provisions of the said Act.**

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6. 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 Kranthi Bhavan
Bhikaji Cama Place, NEW DELHI-110 066.

Dated at Puducherry on the 3rd day of May, 2021



(L. MOHAMED MANSOOR)
Registrar of Cooperative Societies-cum-
First Appellate Authority

To:

1. The Appellant. (Along with a copy of the respondent's response dt.22-04-2021)
2. The Respondents.
- ✓ 3. The Web Editor, Cooperative Dept., Puducherry.
4. Stock File 2021.