IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 31361 OF 2023

Between:

C. Sri Hari Prasad, advocate, Age. 32 years flat no 104, ganapathi home partments, phanigiri colony, near 3rd bustop, chaitanya puri, dilsuknagar, Hyderabad

..PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department Secretariat, Hyderabad.
2. The Commissioner of Police, Hanumakonda district earstwhile Warangal Urban District, Warangal.
3. Deputy commissioner of the police, (central zone) c/o The Commissioner of Police Hanumakonda district earstwhile Warangal Urban District,Warangal
4. Assistant commissioner of police/Appellate Officer (PIO), A.C.P Kazipet.
5. The Station House Officer cum Public Information Officer (PIO), Kamalapur Police Station Hanumakonda district earstwhile Warangal Urban District.

CT of R4 and R5 are amended as per C.O.dt. 08.01.2025 in IA No. 2/2024.

..RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Certiorarified Mandamus, declaring the action of the Respondents no.2 to 5 as illegal, arbitrary, capricious besides against the spirit of Right To Information Act, 2005 and (i) call for the records of the Respondent authorities and direct the Respondent No.2 to 5 to furnish certified copies of information as sought by me through my RTI Application dated. 30.01.2023 (ii) Award costs of the present writ petition in favour of the Petitioner, (iii) Impose penalty/costs on respondents no. 2 to 5 for their derelicition of duties and infringement of my fundamental right guaranteed under Article 19 of Constitution of India.

IA NO: 1 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 2 to 5 Respondents to furnish the information as prayed pending disposal of the writ petition.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the petitioner to allow the amendment of respondent 4 & 5 in the above WP as also in the IA'S the allow this amendment petition in the above writ petition, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI SUDHAKAR REDDY REP. FOR
SRI S. MALLESWARA RAO

Counsel for the Respondents: GP FOR HOME /
GP FOR INFORMATION & TECHNOLOGY

The Court made the following: ORDER

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION No.31361 of 2023

DATE OF ORDER: 13.02.2026

BETWEEN:

C.Sri Hari Prasad

... Petitioner

AND

The State of Telangana, Rep. by its Prl.Secretary,
Home Department, Secretariat, Hyderabad
and 4 others.

... Respondents

: ORDER :

This writ petition is filed to declare the action of respondent Nos.2 to 5 in not furnishing certified copies of information as sought by the petitioner through RTI Application dated 30.01.2023, as illegal, arbitrary and contrary to the spirit of Right to Information Act, 2005, and for consequential relief.

2. Heard Sri Sudhakar Reddy, learned counsel representing Sri S.Malleshwar Rao, learned counsel for the petitioner on record and learned Government Pleader for Information and Technology.

3. Learned Counsel for the petitioner would submit that the petitioner submitted application dated 30.01.2023 seeking certain information from respondent No.5. As the respondent No.5 failed to

furnish the information sought, the petitioner submitted another application dated 11.08.2023 to respondent No.5. However, the respondent No.5 has neither considered the said application nor furnished the information sought. Aggrieved by the same, present writ petition is filed.

4. Learned Government Pleader for Information and Technology, would submit that the petitioner has an effective remedy of appeal under Sections 19(1) and 19(3) of the Right to Information Act, 2005 against non consideration and non furnishing of information by Public Information Officer. He further submits that the State Information Commissioner has now been appointed and that the petitioner can file appeal before the State Information Commissioner and therefore prayed to dispose of the writ petition granting liberty to the petitioner to avail the said remedy of appeal before the State Information Commissioner.

5. In view of the submissions made by the learned counsel for the petitioner as well as learned Government Pleader for Information and Technology, the writ petition is disposed of granting liberty to the petitioner to avail remedy of appeal under Section 19(1) and 19 (3) of the Right to Information Act, 2005. On such appeal being filed by the petitioner, the State Information Commissioner shall dispose

of the same, within the time prescribed by the Act. No order as to costs.

Miscellaneous petitions pending, if any, shall stand closed.

SD/- P. PONNA KRISHNA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

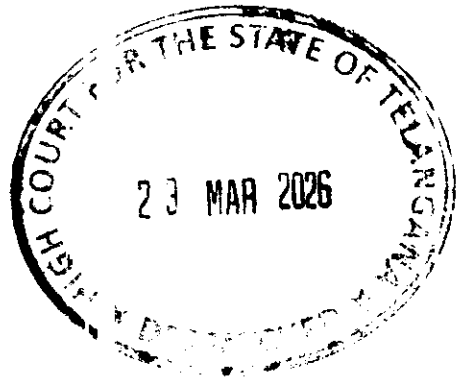
To,

1. The Principal Secretary, Home Department, The State of Telangana, Secretariat, Hyderabad.
2. The Commissioner of Police, Hanumakonda district earstwhile Warangal Urban District, Warangal.
3. Deputy commissioner of the police, (central zone) c/o The Commissioner of Police Hanumakonda district earstwhile Warangal Urban District,Warangal
4. Assistant commissioner of police/Appellate Officer (PIO), A.C.P Kazipet.
5. The Station House Officer cum Public Information Officer (PIO), Kamalapur Police Station Hanumakonda district earstwhile Warangal Urban District.
6. One CC to SRI S. MALLESWARA RAO, Advocate [OPUC]
7. Two CCs to GP FOR HOME, High Court for the State of Telangana [OUT]
8. Two CCs to GP FOR INFORMATION & TECHNOLOGY, High Court for the State of Telangana [OUT]
9. Two CD Copies

BN
GJP

HIGH COURT

DATED:13/02/2026



ORDER

WP.No.31361 of 2023

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

(13) JKS
23/3/26