

FIRST APPEAL UNDER SECTION 19(1) OF THE R.T.I. ACT, 2005

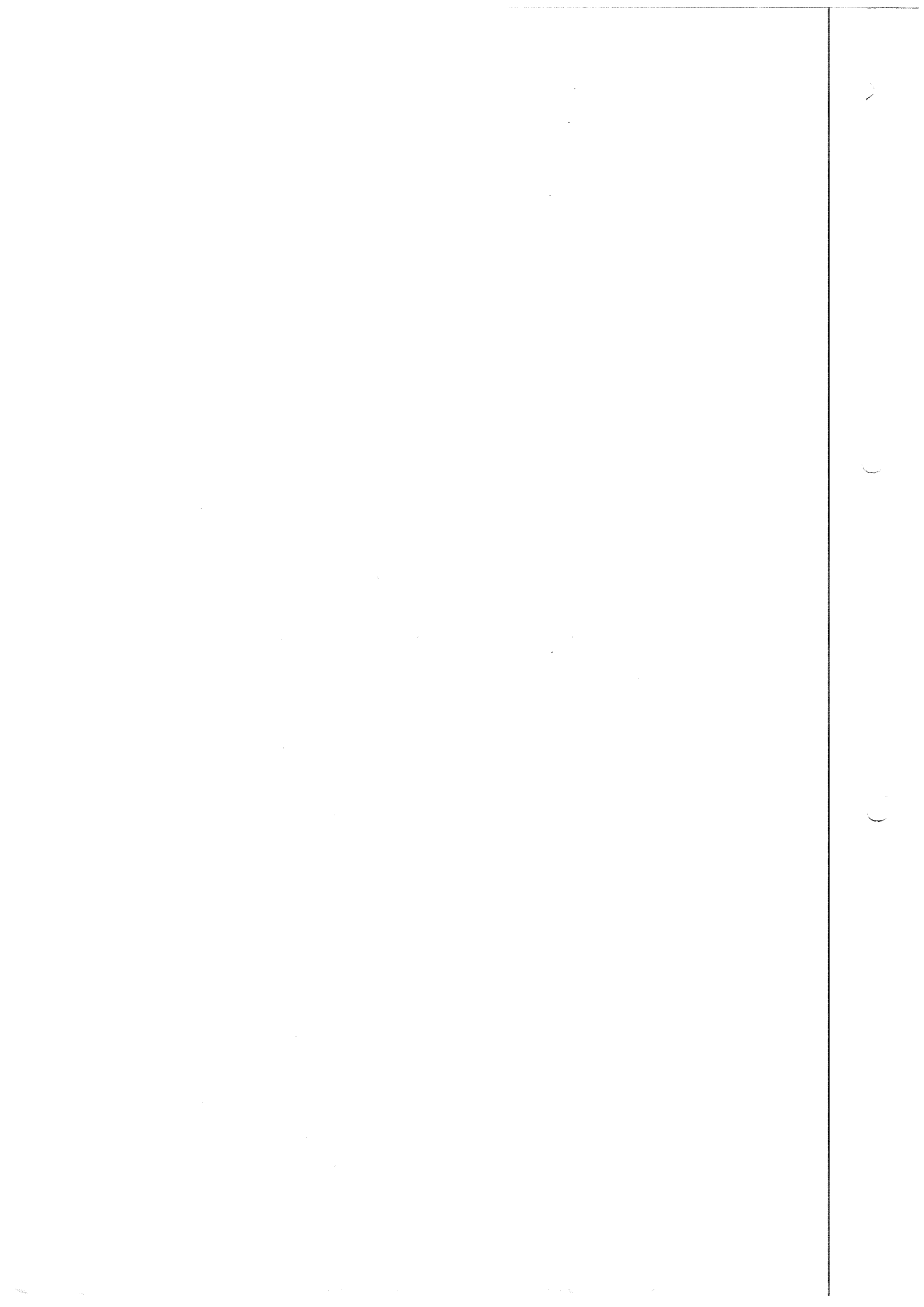
1)	To,	Sri. S.Ravi, First Appellate authority/ Executive Director, Power Grid Corporation of India Limited., SRTS-II, Singanayakanahalli, Yelahanka Hobli, Bengaluru 560 064.
2)	Name and Address of the Appellant	Rachana.S D/o Sachidananda R/at "Arunodaya Nilaya" B.L.Gowda Nagar, Hiriyyur, Hiriyyur Taluk, Chitradurga District.
3)	Particulars of the PIO. a) Name b) Address	The Public Information Officer/ Power Grid Corporation of India Limited RTO road, Singanayakanahalli, Yelahanka, Bengaluru-560064
4)	Details of the information sought under Section 6(1)	Attached as Annexure-A
5)	Particulars of the Applicant fee.	Indian Postal order number: <i>50F 649968, Dated: 29/10/2020</i>
6)	Date of submission of application for seeking information.	02-11-2020
7)	Reason for Appeal.	Attached as Memorandum of appeal under Section 19 of RIGHT TO INFORMATION ACT, 2005 by the appellant for not furnishing false information and suppression of material facts. Hence, this appeal.

Therefore, it is respectfully prayed that this Hon`ble Authority may kindly be pleased to:

Direct the respondent to furnish full particulars as sought by the appellant in the Memorandum of appeal and allow this appeal as it is very necessary in the interest of justice.

Place: Hiriyyur
Date: 30-12-2020

Rachana.S
Signature of the Appellant



**BEFORE THE EXECUTIVE DIRECTOR (SRTS-II),
POWER GRID CORPORATION OF INDIA LTD.,
SINGANAYAKANAHALLI, YELAHANKA HOBLI,
BANGALORE-560064 AND FIRST APPELLATE
AUTHORITY CONSTITUTED UNDER RIGHT TO
INFORMATION ACT, 2005**

APPELLANT	.vs.	RESPONDENT
S. Rachana D/o S. Sachidananda Advocate, R/at Arunodaya Nilaya, B.L.Gowda Nagar, Hiriyur, Hiriyur Taluk, Chitradurga District rachanaproponent@gmail.com Mobile No.7760287964		Senior General Manager & CPIO M/s Power Grid Corporation of India Limited Southern Region Transmission System II RHO. Near RTO Driving Test Track, Singanayakanahalli, Yelahanka Hobli, Bengaluru-560064 sr2cpio@powergrid.co.in Tel.No. 080 23093711

**MEMORANDUM OF APPEAL UNDER SECTION 19 OF
RIGHT TO INFORMATION ACT, 2005 BY THE
APPELLANT**

The appellant begs to submit as under:

1. The appellant has sought for information from the respondent vide Annexure – A dated 02-11-2020.
2. The respondent has furnished the information as per letter dated 07-12-2020 which is shown as Annexure B is not in accordance with Annexure – A.
3. Annexure – B particulars are incomplete and incorrect with regard to the following items:

i. The appellant has sought for information as to whether the respondent company has issued any notice to the land owner Srinivasa who is the owner of land bearing Survey Number 187/4 of Metikurke Village. But the respondent/company has not issued notice in accordance with law. They have not furnished all the particulars shown in the schedule of notice. Hence the respondent has committed an error in this regard.

ii. The appellant has sought for information to furnish the certified copy of the notices issued to the land owner land bearing Survey No.187/4 with regard to installation of tower and electric wire in land bearing Survey Number 187/4. But the copy of the notice issued by the respondent is not certified. The respondent has not furnished any information whether the respondent / company has installed the tower in Survey No.187/4 or not and the extent of corridor area is also not furnished.

iii. The appellant has sought for information to furnish the certified copy of award passed in respect of corridor area acquired by the respondent company in respect of Survey No.187/4 of Metikurke Village. But the respondent has not furnished the certified copy of award passed in respect of corridor area acquired by the Power Grid Corporation of India Ltd. in Survey No.187/4 of Metikurke Village.

iv. The appellant has sought for information to furnish the number of arecanut trees, Coconut trees, Sapota trees, Pomogranate etc. and furnish the particulars as to the award passed in respect of arecanut trees, coconut trees, Sapota trees, Pomogranate etc. But the respondent has not furnished the said information

v. With regard to Sl.No.5 of Annexure - A is concerned, the respondent has stated the line constructed in 25-09-2018. No tower installed in Sy.No.187/4. Transmission Line is passing over the Sy.No.187/4.

vi. With regard to Sl.Nos.6 & 7 of Annexure - A is concerned, the respondent has not furnished particulars and name and address of contractors, workers, engineers and supervisors, who have erected the electric wire in Sy.No.187/4 of Metikurke Village, Hiriyr Taluk, Chitradurga District.

vii. With regard to Sl.No.9 of Annexure - A is concerned, the respondent has furnished information that Smt. M. Vasanthi, Sr.DGM, Power Grid Corporation of India Ltd., Hiriyr sub-station is responsible officer incharge of Power Grid Corporation of India. Whether Smt. M. Vasanthi working as Sr.DGM of Power Grid Corporation of India at the time of erection of this electric wire or not has not been disclosed by the respondent.

viii. With regard to Sl.No.10 of Annexure - A is concerned, the respondent has not furnished the certified

copy of survey sketch in respect of Sy.No.187/4. The respondent has stated that Power Grid has only "USER RIGHT" and "No acquisition of land" is involved in the process of construction of transmission line/tower which comes under The Electricity Act, 2003 and Indian Telegraph Act, 1885. This information is false and also against the provision of Sec.105 of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. In Fourth Schedule under Sec.105 of this Act, Electricity Act, 2003 is inserted. Therefore, Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 is applicable to Electricity Act, 2003, but the respondent has given false information in this regard.

ix. With regard to Sl.No.10 of Annexure - A is concerned, the respondent has not furnished the mahazar drawn by Power Grid Corporation of India Ltd./Revenue Department/Department of Horticulture/Department of Forest, but it is wrongly shown that mahazar/survey sketch enclosed as Annexure - C is false.

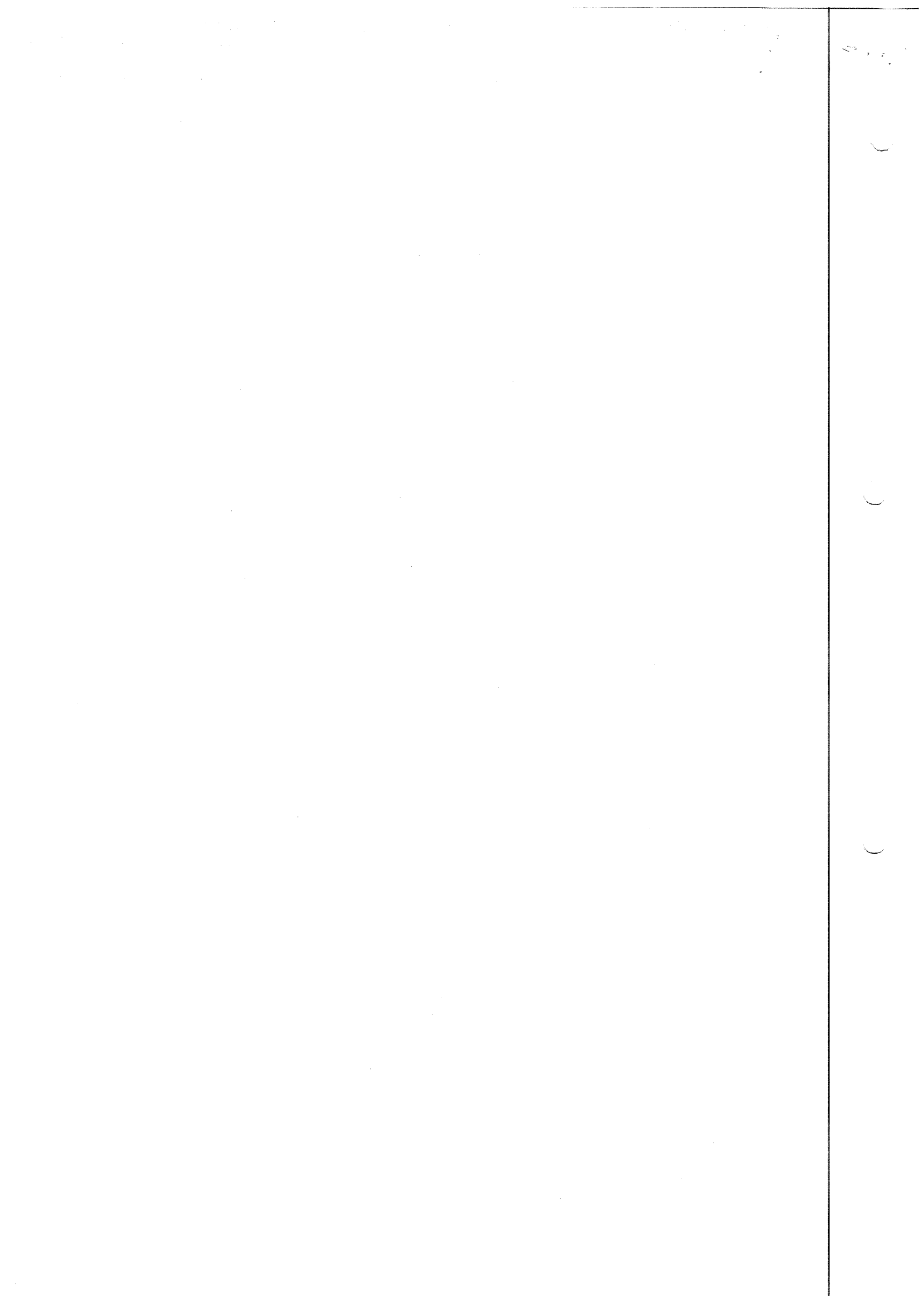
For the aforesaid reasons, the respondent has failed to comply the mandatory provisions of Right to Information Act, 2005. The respondent has suppressed the material facts which is against to law. The respondent has furnished false information in some of Serial Numbers

which are shown above. Without following relevant Act and Rules, the respondent has furnished false information which amounts professional misconduct.

Therefore, it is respectfully prayed that this Hon'ble Court may kindly be pleased to direct the respondent to furnish the correct, proper and legal information to the appellant as per relevant Act and Rules. Further it is prayed that this Hon'ble Court may kindly be pleased to take suitable legal action against the respondent for furnishing false information in serial numbers above and also for suppression of material facts and allow this appeal as it is very necessary in the interest of justice, equity and good conscious.

Place: *Hiriyur*
Date: *30-12-2020*

Rachana. S
Appellant



FORM A
APPLICATION UNDER
SECTION 6(1) & 7(1) OF THE RIGHT TO INFORMATION ACT, 2005

1.	Full Name of the Applicant	RACHANA.S
2.	Address	Rachana.S Advocate, R/at "Arunodaya Nilaya" B.L.Gowda Nagar, Hiriyyur, Hiriyyur Taluk, Chitradurga District.
3.	Details of the Documents required	<p>(1) Whether your Company has issued any notice to the land owner Srinivasa who is the owner of land bearing Survey number 187/4 of Metikurke village. If it is so furnish particulars in this regard.</p> <p>(2) Furnish the Certified copy of the notices issued to the land owner land bearing Survey number 187/4 with regard to installation of tower and electric wire in land bearing Survey number 187/4.</p> <p>(3) Furnish the Certified copy of the award passed in respect of the corridor area acquired by your company in respect of S.No:187/4 of Metikurke village.</p> <p>(4) Furnish the number of arcanet trees, Coconut trees, Sapota trees, Pomogranate etc., and furnish the particulars as to the award passed in respect of arcanet trees, Coconut trees, Sapota trees, Pomogranate etc.,</p> <p>(5) Furnish the information as to the date of installation of Electric wire and tower in Survey number 187/4 of Metikurke village.</p> <p>(6) Furnish the particulars as to the name of the Contractor/Supervisors/Engineers.</p> <p>(7) Furnish the name and address of the contractors, workers, engineers and supervisors, who have erected the electric wire in Sy.No. 187/4 of Metikurke Village, Hiriyyur Taluk, Chitradurga District.</p> <p>(8) Furnish the name and address of First Appellate Authority constituted under Right to Information Act, 2005.</p> <p>(9) Furnish the name and address of the Responsible Officer-in-charge of Power Grid Corporation of India Limited, who is supervising the Electric Wire and Tower situated in Beeranahalli comes under Village Panchayath, Metikurke Village, Hiriyyur Taluk, Chitradurga District.</p> <p>(10) Furnish the certified copy of Survey Sketch prepared by your Company prior and after acquisition of land.</p>

		(11) Furnish the certified copy of mahazar if any drawn by your Company/Revenue Authority/Department of Horticulture/Department of Department. Furnish details in this regard. If you have not conducted any mahazar, survey sketch, furnish necessary endorsement in this regard.
4.	Year to which the document pertains	As per the documents mentioned above
5.	Designation and address of the Public information officer	The Public Information Officer/ Assistant Public Information Officer, Power Grid Corporation of India Limited RTO road, Sigānayakanahalli, Yelahanka, Bengaluru-560064
6.	Particulars of initial fee of Rs. Ten Paid:	Indian Postal order number: 50F 649968 Date: 29/10/2020

Place: Hiriyur
Date: 02-11-2020

Signature of the Applicant
Rachana. S
(Rachana.S)
Advocate

Information Officer

दर टिका दश टिका इस विषय कर्तु योजनयुक्त पत्र दहा रुपये का वडा रडा रम बुधटे दश रूप्यकाणि

अपरकाय
NOT NEGOTIABLE
कर को विक्रय

भारतीय पोस्टल आर्डर
INDIAN POSTAL ORDER

डाक महानिदेशक DIRECTOR GENERAL OF POSTS.

PAY TO *Public information officer*
powergrid Corp. of India, Bengaluru

दस रुपए की रकम THE SUM OF RUPEES TEN ONLY

₹ 10

कमीशन COMMISSION रुपया 1RUPEE
प्रेषक अपना नाम और पता यहां लिख दे।
SENDER MAY FILL IN HIS NAME AND ADDRESS HERE.

RACHANA, S. B.E.,LL.B.
ADVOCATE
Roll No. **KAR/58/2020**
Mob. : **7204007519**
Email: **rachana.prasanna@gmail.com**

AT THE POST OFFICE AT
Bengaluru
के डाकघर में अदा करें।

डाक टिकट
POSTAGE STAMPS

पोस्ट मास्टर POST MASTER
POST MASTER GRADE
ADUGODI PO

DO NOT WRITE BELOW THIS LINE

50F 649968 R/o Anurodaya Nilaya



पावरग्रिड
POWERGRID

पावर ग्रिड कॉर्पोरेशन ऑफ इंडिया लिमिटेड

(भारत सरकार का उद्यम)

POWER GRID CORPORATION OF INDIA LIMITED

(A Government of India Enterprise)

Registered Post with Acknowledgement Due

Ref: SR-II: RTI:F-1156:2020

Date: 7th December, 2020

Smt. S.Rachana, Advocate
"Arunodaya Nilaya", B.L.Gowda Nagar,
Hiriyur Taluk, CHITRADURGA - 577599.
KARNATAKA

Madam,

Sub: Information sought under RTI Act, 2005 - reg.

This has reference to your application dated 02/11/2020 under RTI Act, 2005 received at this office on 09/11/2020. The query wise information sought in the application is furnished below:

- 1) & 2) Notice issued to Shri Srinivasa vide Notice No. 2394
- 3) Rs.1,10,000/- awarded for Corridor compensation (copy enclosed -- Annex-B). POWERGRID has only "USER RIGHT" and 'No acquisition of land' is involved in the process of construction of transmission line/tower which comes under The Electricity Act, 2003 and Indian Telegraph Act, 1885.
- 4) 140 Arecnut, 65 Arecnut saplings & 16 Coconut saplings. Crop compensation paid Rs.566468/-
- 5) The line constructed in 25.09.2018. No Tower installed in Sy. No. 187/4. Transmission Line is passing over the Sy.no: 187/4.
- 6) & 7) M/s KRRTPL engaged as contractor.
- 8) Furnished below.
- 9) Smt. M Vasanthi, Sr.DGM, Power Grid corporation of India Ltd, Hiriyur sub-station.
- 10) POWERGRID has only "USER RIGHT" and 'No acquisition of land' is involved in the process of construction of transmission line/tower which comes under The Electricity Act, 2003 and Indian Telegraph Act, 1885.
- 11) Mahazar/Survey sketch enclosed (Annex-C).

As per section 19 of the Right to Information Act 2005, if required, you may file an appeal to the First Appellate Authority of the organisation within 30 days of the issue of this order. The address of the First Appellate Authority is given below:

Shri S.Ravi, Executive Director (SRTS-II)
Power Grid Corporation of India Ltd.,
Singanayakanahalli, Yelahanka Hobli, Bangalore 560 064.
e-mail : sr2edo@powergrid.co.in Tel.No.: 080-23093701

Thanking you,

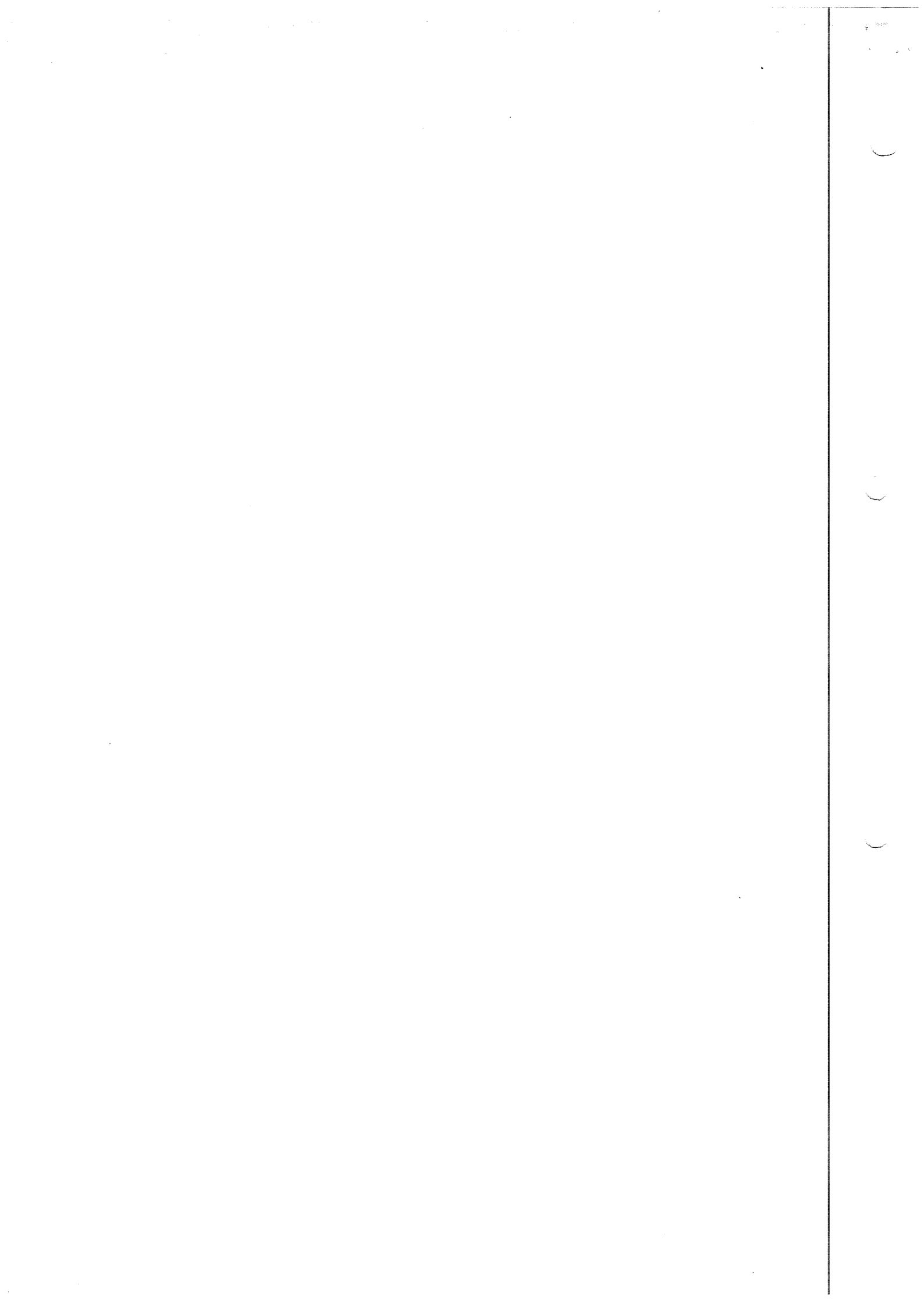
Yours faithfully,

(V.RAJESH)

Sr.General Manager & CPIO
e-mail id: sr2cpio@powergrid.co.in
Tel.No.: 080-23093711

Encl.: As above

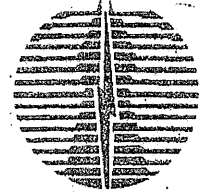
Copy to: Appellate Authority, POWERGRID, SRTS-II, Bangalore - for kind information



POWERGRID CORPORATION OF INDIA LIMITED

(A Government of India Enterprises)

House no : 05, Tirumal Nilaya, Near Swamy Vivekananda College, Vijayanagara Layout,
Pavagada - 561 202, Tumkur Dist.



NOTICE UNDER INDIAN TELEGRAPH ACT 1885

Ref No : Comp /

No : 2394

B. Srinivas Bin late Bedappa
Myadurachally, Hariharypur
Chitradurga

Date : 10/8/18

Dear Sir / Madam,

Power Grid Corporation Of India Ltd, has been entrusted with the construction of Pavagada - Hariharypur 400 KV D/c Transmission Line by Government of India Vide its letter No : 52/11 (PGCIL) / 2015-SPA-II/142 - 143 dated 23.02.2016.

In exercise of the powers under the Indian telegraph act 1885, Part -III section 10 to 19 conferred under section 164 of the Indian Electricity act 2003, through the Gazette of India, extraordinary dated 12 December 2003, notice is hereby given that the 400 KV Pavagada-Hariharypur D/C Transmission Line will pass through your property as described below which may cause damage to the standing crops and the trees within the Right of way are required to be cut. The crops damaged / trees cut may be taken over by you or your authorized representative. Reasonable compensation for the crops damaged / trees cut will be paid as per the assessment of the Revenue / Horticulture / Forest Departments (Governments of Karnataka/Andhra Pradesh).

Name of the Owner

B. Srinivas Bin late Bedappa

Survey no

187/4

Name of the Village

Muthukota

Name of the Mandal / Tashil

Aranganala

Name of the District

Chitradurga

List of Trees to be cut

Section	Tree No.	Name of Tree / Crop	Approx Age	Girth & Height of the tree / Area of the Crop	Tree cut / Crop Damaged During (FDN/EREC/ ST RG)
1193 to 45A		Corridor compensation shall be paid as per D.C order			Stringing

Received the Notice :

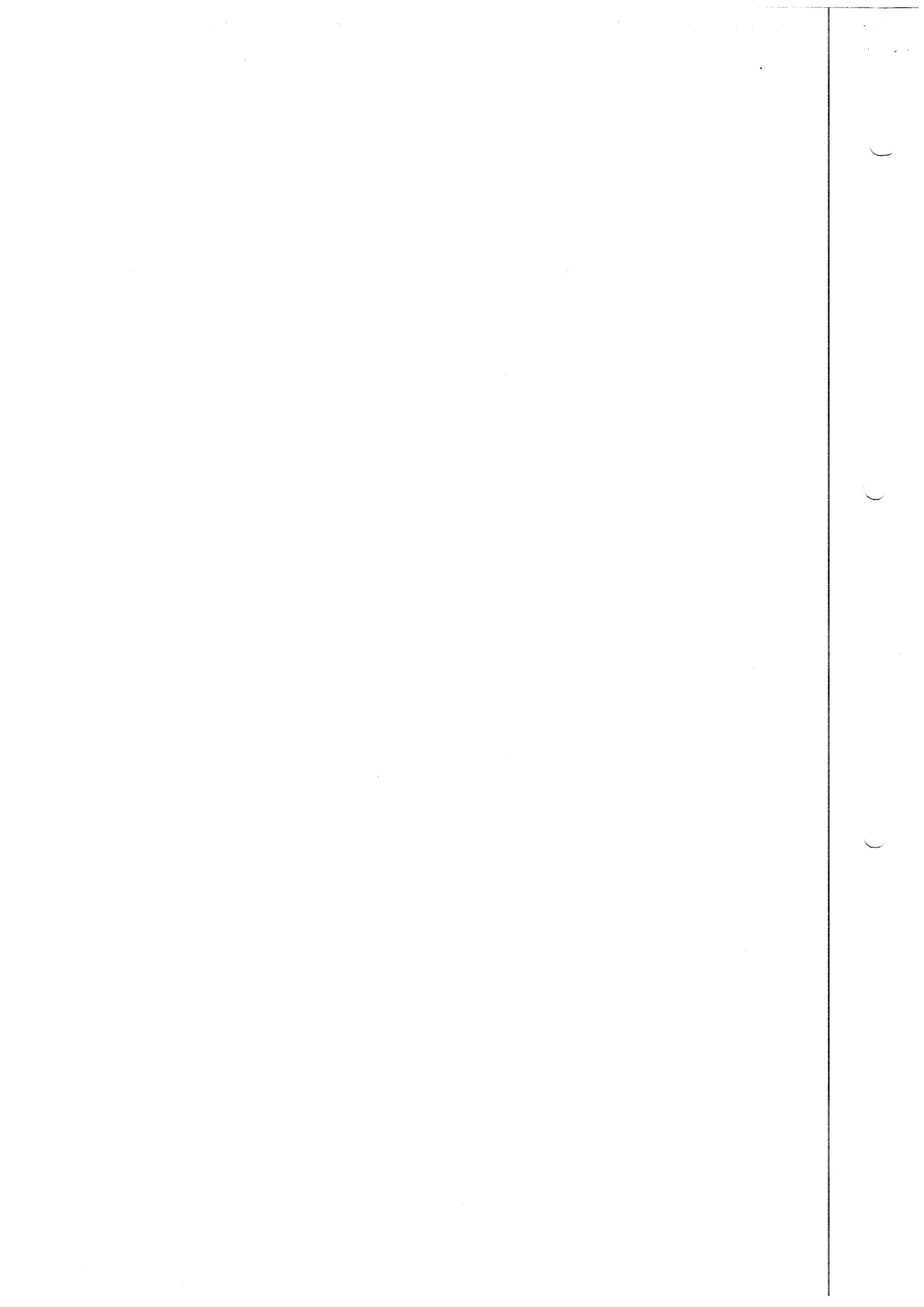
nature

For : POWERGRID CORPORATION OF INDIA LIMITED

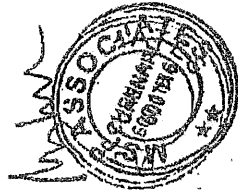
Authorized representative.

Signature

ID



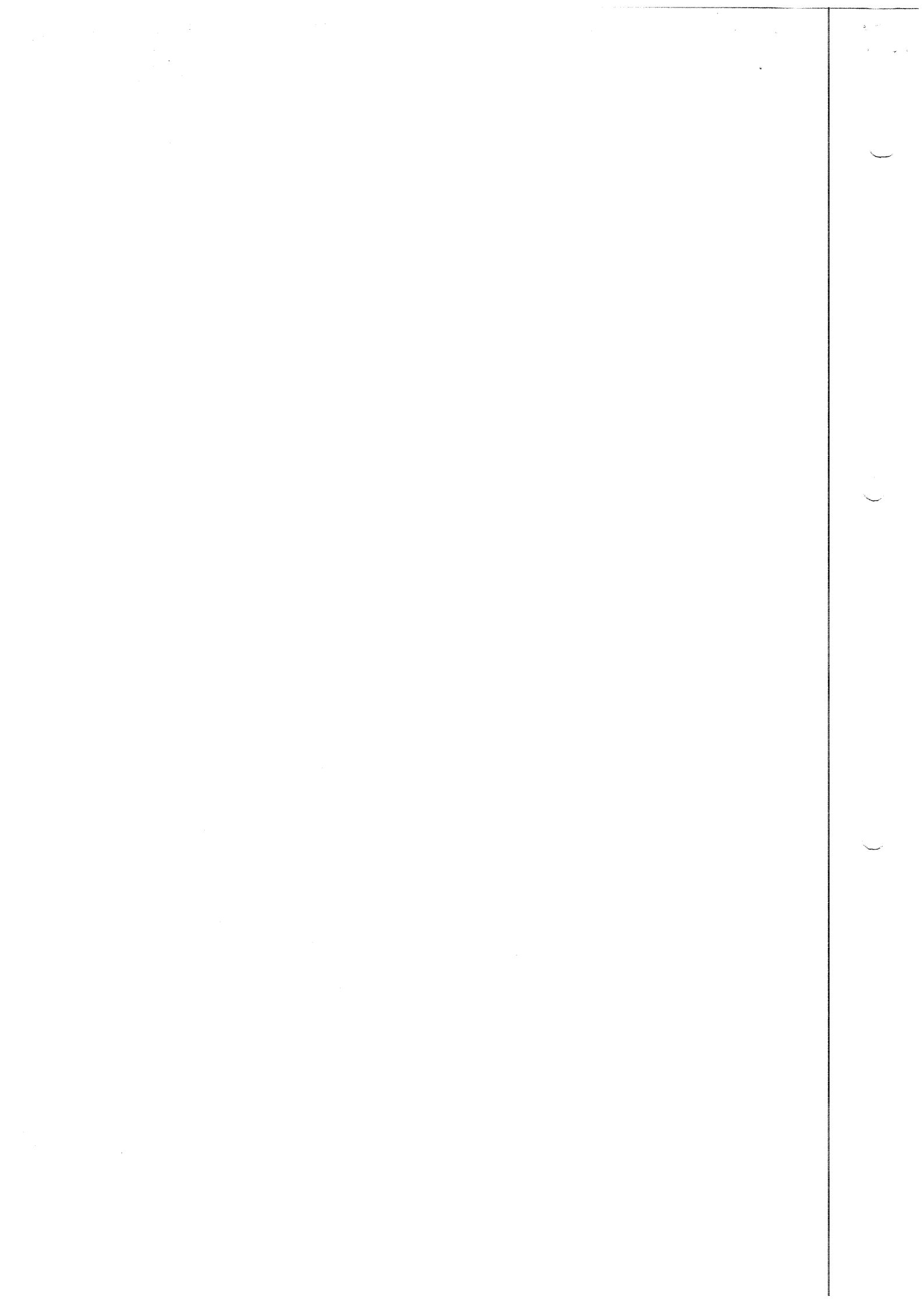
CONSTRUCTION OF 400KV D/C TUMKUR POOL (PAVAGADA) - HIRIYUR TRANSMISSION LINE										
CORRIDOR SURVEY JOINT MEASUREMENT REPORT										
VILLAGE : METIKURKE HOBLI : AIMANGALA TALUK : HIRIYUR DISTRICT : CHITRADURGA										
Sl. No.	TOWER LOCATION	OWNER DETAILS			SURVEY NUMBER	SUB DIVISIO	Area			
							Acre	Guntas	Sq.m	
1		JHEMANT KUMAR BIN M JAGADISH			238	1	1	12.00	5261.29	
2	50/4	B ZAINABI BIN BUDEN SAAB, KHASINSAB BIN BUDEN SAAB			237	1	2	18.50	9979.43	
3	50/3	TIMMABHOVI BIN JUGABHOVI			236	2		4.50	447.66	
4		RANGAPPA BIN SIDDAPPA			242	1P1	1	0.50	4088.97	
		VINODAMMA KOM LATE GANGADHARAPPA				1P2				
		VINODAMMA KOM LATE GANGADHARAPPA				1P3				
		M HONNUR BI BIN MALLIK SABI								
5	50/2	AJANTHA KUMAR BIN L G GAURANNA			244	8		7.25	737.8	
		REKHA BIN L G GAURANNA				7	4	20.50	2094.16	
		G SARATH BIN L G GAURANNA				9	3	4.50	12633.03	
6	50/1	KHALIL AHMED BIN LATE H BUDEN SAAB, KHASIM			243	2P1	1	15.25	5592.97	
		ALI BIN LATE H BUDEN SAAB								
		KHALIL AHMED BIN LATE H BUDEN SAAB, KHASIM								
		ALI BIN LATE H BUDEN SAAB								
7		KATYAYANAMMA KOM G GURUSIDDAPPA			245	1	3	9.25	13073.66	
		NANDA ASHOK DESAI KOM ASHOK R DESAI				2	1	24.50	2494.54	
		KATYAYANMA KOM R GURUSIDDAPPA				7	1	1.75	187.17	
8		K S SIDDABASAMMA KOM C S TIPPERUDRAYYA			248	1	1	37.50	7844.98	
		KS PRAMILA BIN L K S SOMANNA, K S SIDDA								
9	50/0	BASAMMA BIN LATE K S SOMANNA, K S MAHESA			249	2				
		REDDY BIN LATE K S SOMANNA, K S KAMPLI BIN LATE K S SOMANNA, K S RUPA BIN LATE K S SOMANNA							24.25	2448.14
		KM TIPPESWAMI BIN LATE MALLIKARJUNAAYYA				3		14.00	1403.82	



H.O. [Signature]
 ಮಾರುತಿ ಹೆಚ್.ಬಿ.
 ಸಹಾಯಕ ನಿರ್ದೇಶಕರು

ಭಾರತೀಯ ಸರ್ಕಾರದ ನಿರ್ದೇಶಕರು
 ಕಿರಿಯಾರು ತಾಲ್ಲೂಕು, ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ

ಭಾರತೀಯ ಸರ್ಕಾರದ ನಿರ್ದೇಶಕರು
 ಕಿರಿಯಾರು ತಾಲ್ಲೂಕು, ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ



Sl. No.	TOWER LOCATION	OWNER DETAILS	SURVEY NUMBER	SUB DIVISIO	Area	
					Acres	Sq.m
23	48/5	NAGAPPA BIN KARINAGAPPA RANGAPPA BIN HANUMAPPA KARIYAMMA KOM RANGAPPA	208	1	25.00	2536.09
24		KAMALAMMA KOM UMAPATI KEMANJUNATHA BIN UMAPATI KELINGANAGAUDA PATIL BIN	209		28.00	2837.46
25		KEMANJUNATHA BIN UMAPATI	189	2	0.50	4115.08
26	48/4	KEMANJUNATHA BIN UMAPATI	188	2	0.50	8162.84
27		SUJATHA KOM MS PARAMASIVAYYA KATAYANAMMA KOM T GURUSIDDAPPA RANGAPPA BIN LATE RANGAPPA	185	1	4.50	4494.62
28	48/3	KARIYANNA BIN LATE RANGAPPA THIMMANNA BIN LATE RANGAPPA N CHITTAPPA & IN NAGANNA	186	3	23.50	2374.26
29		NAGANNA BIN KARIYAPPA B. KRISHNAMURTHY B THIPPESWAMY	187	1A	28.00	2827.01
30	48/2	B SRINIVAS BIN LATE BADAPPA NAGAPPA BIN PARI RAPPA LAKSMIDEVI KOM LATEPIARRAJANNA	178	3	35.75	3613.76
31		N CHITTAPPA BIN NAGANNA	177	1	5.50	569.11
				1A	0.50	44.33
				11	5.00	505.97
				10	7.75	785.14
				4	22.00	2228.58
				1	24.50	6519.78
				3	38.50	3890.72
				1	9.50	965.84

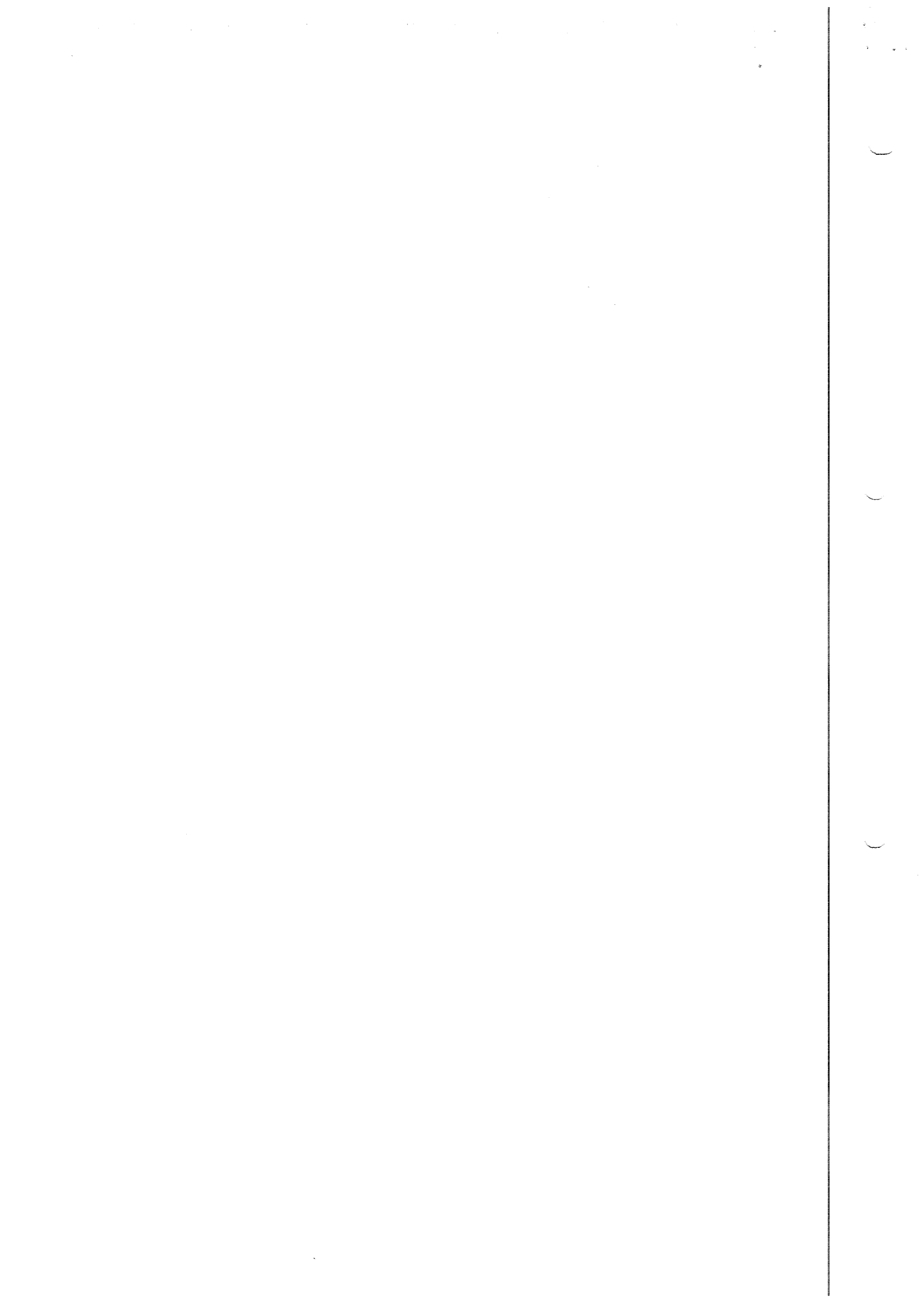


H.O. Jammal
ಮಾರುತಿ ಹೆಚ್.ಬಿ.
ಭೂಮಾಲಕರು

ಭೂಮಾಲಕರ ಸಹಾಯಕ ನಿರ್ದೇಶಕರು
ಹಿರಿಯರು ಕಾಲಾಳು, ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ.

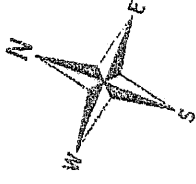
ಪರ್ಯಾಯಕರು
ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ.

ಭೂಮಾಲಕರ ಸಹಾಯಕ ನಿರ್ದೇಶಕರು
ಹಿರಿಯರು ಕಾಲಾಳು, ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆ.



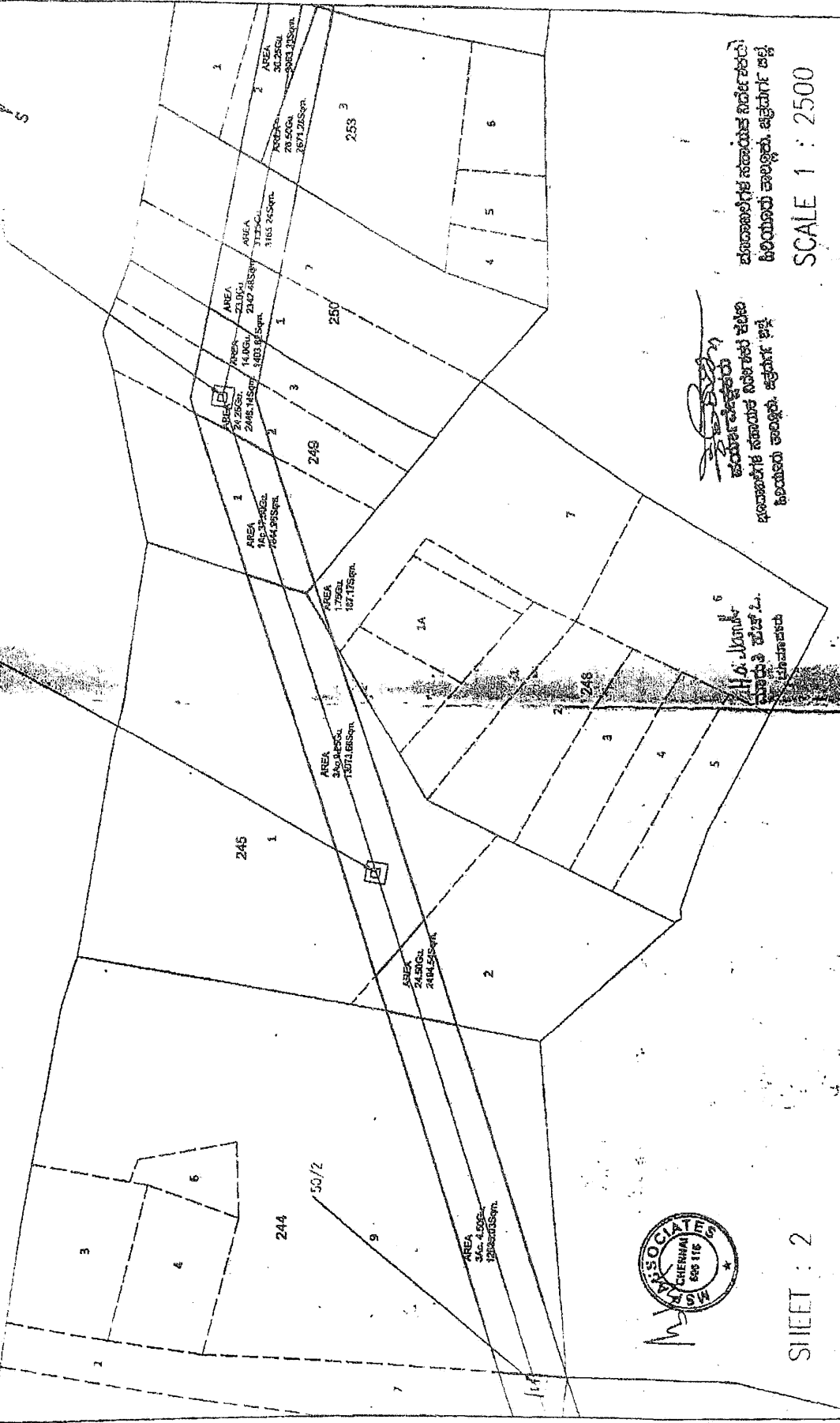
Metikurke

Chitradurga (D)
Hiriyur (T)



50/1

50/2



[Handwritten signature]
ಬಹುಮಾನದ ಸಹಾಯದಿಂದ
ಪ್ರಮಾಣೀಕರಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು



ಬಹುಮಾನದ ಸಹಾಯದಿಂದ
ಪ್ರಮಾಣೀಕರಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು
ಪರಿಶೀಲಿಸಿದ ಮತ್ತು

SCALE 1 : 2500

SHEET : 2

