TELANGANA STATE INFORMATION COMMISSION

(Under Right to Information Act, 2005)
Samachara Hakku Bhavan, D.No.5-4-399, '4' Storied Commercial Complex,
Housing Board Building, Mojam Jahi Market, Hyderabad – 500 001.
Phone Nos: 040-24740665 (o); 040-24740592(f)

Appeal No. 284 & 3781/SIC-GSN/2020
Dated: 30-07-2021

Appellant : Sri K. Narsaiah, Rajanna Siricilla District.

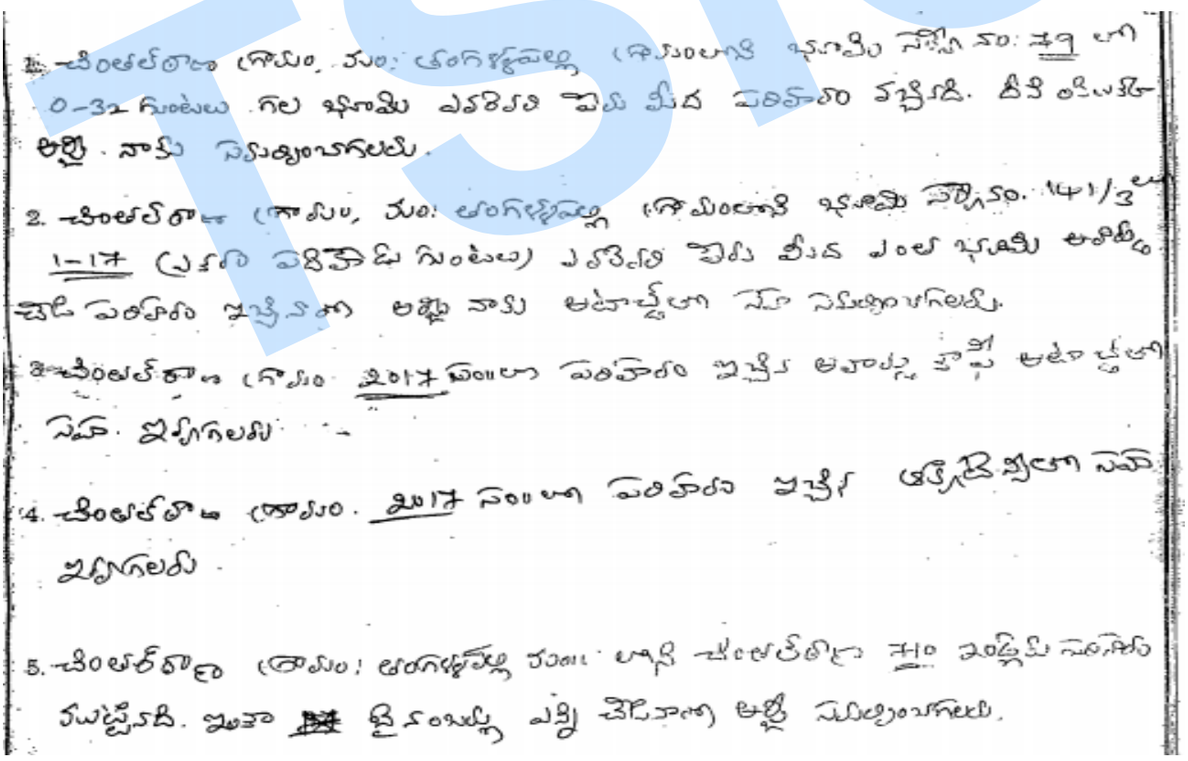
Respondents : **The Public Information Officer (U/RTI Act, 2005) /**
O/o The Special Deputy Collector (Land Acquisition),
and The Revenue Divisional Officer, Siricilla Division,
Rajanna Siricilla District.

The Appellate Authority (U/RTI Act, 2005) /
The Joint Collector, O/o The Collector and District Magistrate,
Rajanna Siricilla District.

O R D E R

Sri K. Narsaiah, Rajanna Siricilla District has filed 2nd appeal dated 07-01-2019 which was received by this Commission on 08-01-2019 for not getting the information sought by him from the PIO / O/o The Special Deputy Collector (Land Acquisition), and The Revenue Divisional Officer, Siricilla Division, Rajanna Siricilla District and 1st Appellate Authority / The Joint Collector, O/o The Collector and District Magistrate, Rajanna Siricilla District.

The brief facts of the case as per the appeal and other records received along with it are that the appellant herein filed an application dated 22-11-2019 before the PIO under Sec.6(1) of the RTI Act, 2005, requesting to furnish the information on the following points mentioned in his application:



The Public Information Officer / O/o The Collector, Rajanna Siricilla District vide Lr.No.H/2323/2019, dated 29-11-2019 has transferred the application u/s 6(3) of the RTI Act to the Public Information Officer / O/o The Special Deputy Collector (Land Acquisition), and The Revenue Divisional Officer, Siricilla Division, Rajanna Siricilla District to furnish the information directly to the complainant under intimation to their office.

Since the appellant did not receive the information from the Public Information Officer, he filed 1st appeal dated 16-12-2019 before the 1st Appellate Authority u/s 19(1) of the RTI Act, 2005 requesting him to furnish the information sought by him.

P.T.O

Note: This is system generated copy and no signature is required

The 1st Appellate Authority / O/o The Collector, Rajanna Siricilla District vide Lr.No.H/2207/2019, dated 20-12-2019 has transferred the application u/s 6(3) of the RTI Act to the Public Information Officer / O/o The Special Deputy Collector (Land Acquisition), and The Revenue Divisional Officer, Siricilla Division, Rajanna Siricilla District to furnish the information directly to the complainant under intimation to their office.

As the appellant did not get the information from the Public Information Officer, he preferred this 2nd appeal before this Commission u/s 19(3) of the RTI Act, 2005 requesting to take action against the PIO and 1st Appellate Authority for not furnishing information sought by him and also to arrange to furnish the information sought by him.

The Appeal was taken on file and notices were issued to both the parties for hearing on 23-04-2021.

On overview spread of COVID-19, the case was heard over phone on 23-04-2021. Both the parties were contacted on telephone. The Appellant and the Public Information Officer were heard.

The Appellant submitted that so far he has not received any information from the Public Information Officer.

The Public Information Officer submitted that the appellant was seeking information of old records. He also submitted that the sought files were not traceable and he also submitted that FIR has been filed.

The Commission observed that the submission of the Public Information Officer that the file was not traceable was not acceptable and directed the Public Information Officer to make a thorough search and furnish the sought information to the appellant, within two weeks from the date of receipt of this order and to report compliance to the Commission.

With the above direction, these cases were adjourned to 30-07-2021.

On 30-07-2021 these cases are called. The Appellant is present. The Public Information Officer / O/o The Special Deputy Collector (Land Acquisition) and The Revenue Divisional Officer, Siricilla Division, Rajanna Siricilla District is absent. Sri D. Srinivas, Naib Tahsildar is present on behalf of the Public Information Officer. The First Appellate Authority / The Joint Collector, O/o The Collector and District Magistrate, Rajanna Siricilla District is absent.

The Appellant submitted that he has not received the sought information from the Public Information Officer and filed an affidavit to this effect.

The representative of the Public Information Officer submitted that the records concerned were not handed over to him by Sri K. Srinivas Rao, Senior Assistant and a police case has been registered against him U/s. IPC 409 and it is under investigation. The same fact was informed to the appellant while furnishing available information vide letter No. A/85/2019 dated 01-02-2021.

Heard the both the parties and perused the material papers available on record. The Commission found that the Public Information Officer furnished available and held information to the appellant.

However, the Commission directs the Public Information Officer if the record is traced, requisite information need be furnished without any delay within (3) days from the date of receipt of this order by RPAD and to report compliance.

With the above direction, these appeals are closed.

Dr. Guguloth Shankar Naik
State Information Commissioner

Authenticated by:

Section Officer
Copy to: - IT Section/SF

Note: This is system generated copy and no signature is required