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. 10552/SIC-GSN/2020
Dated: 10-11-2021

Appellant : Sri Mallial John Wesley, Jagtial District-505452.

Respondents : **The Public Information Officer (U/RTI Act, 2005) /**
O/o The Tahsildar, Mallial Mandal, Jagtial District.

The Appellate Authority (U/RTI Act, 2005) /
O/o The Revenue Divisional Officer, Jagtial Division,
Jagtial District.

O R D E R

Sri Mallial John Wesley, Jagtial District-505452 has filed 2nd appeal dated 07-12-2020 which was received by this Commission on 11-12-2020 for not getting the information sought by him from the PIO / O/o The Tahsildar, Mallial Mandal, Jagtial District and 1st Appellate Authority / O/o The Revenue Divisional Officer, Jagtial Division, Jagtial 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 28-09-2020 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:

తమరి కార్యాలయపు లేఖా నెం. బి/45/2018 తేది 16-09-2019 ద్వారా తమరు రీసర్వే చేయవలసినదిగా జిల్లా భూమి కొలతల అధికారి జగిత్యాల గారిని కోరగా, తమరికి లేఖా నెం. ఎ9/57/2009. తేది 23-05-2020 ద్వారా నివేదిక సమర్పించారు ఇట్టి నివేదిక ప్రకారం రోడ్డు పై గల ఆక్రమణలను తొలగింపచేయవలసినదిగా తమరికి నేను తేది 06-08-2020ల నాడు ఆర్జీ సమర్పించాను.

1) శ్రీ.గౌ. జిల్లా భూమి కొలతల అధికారి జగిత్యాల గారు నివేదికతో పాటు ఇచ్చిన లోకేషన్ స్కెచ్ ప్రకారం రోడ్డు పై గల ఆక్రమణలను తొలగించుటకు జరుగుచున్న జాప్యానికి గల కారణములు మరియు జాప్యానికి భాద్యులైన వారి వివరాలు తెల్పగలరు.
2) రోడ్డు పైన గల ఆక్రమణలను తొలగించుటకు ఇంత వరకు తమరు తీసుకున్న చర్యల వివరాలు తెల్పగలరు. ఒకవేళ ఏ చర్య తీసుకోకపోతే దానికి గల కారణాలు తెల్పగలరు.
3) జిల్లా భూమి కొలతల అధికారి జగిత్యాల గారు ఇచ్చిన నివేదిక మరియు నేను తేది : 06-08-2020 నాడు ఇచ్చిన ఆర్జీ ఏ అధికారి వద్ద ఉన్నాయో తెల్పగలరు.
4) తేది : 06-08-2020 నాడు నేను ఇచ్చిన ఆర్జీ యొక్క ప్రతిని ద్రువీకరించి ఇవ్వగలరు.
5) ఈ రోడ్డు పరీరక్షణ బాద్యత ఎవరిదో తెల్పగలరు.
6) శ్రీ. మండల సర్వేయర్ మల్యాల గారు లేఖా నెం. బి/122/2018 తేది : 24-04-2019 ద్వారా సమర్పించిన నివేదిక రద్దు చేయబడినదో లేదో తెల్పగలరు.

The Public Information Officer vide letter No. B/26/2020 dated 28-11-2020, has furnished the information to the appellant.

The appellant having not satisfied with the information received from the Public Information Officer, he filed 1st appeal dated 31-10-2020 before the 1st Appellate Authority u/s 19(1) of the RTI Act, 2005 requesting him to furnish the information sought by him.

The 1st Appellate Authority has issued a Notice vide letter No. G/1010/2020 dated NIL-11-2020, to the appellant and Public Information Officer / O/o The Tahsildar, Mallial Mandal, Jagtial District to appear before their office for hearing on 28-11-2020, at 12:00 Noon along with connected records, further action thereon is not known.

The appellant having not satisfied with the information received from the Public Information Officer and 1st Appellate Authority, 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 08-11-2021 postponed to 10-11-2021.

P.T.O

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This case originally posted for hearing on 08-11-2021 has been postponed and posted on 10-11-2021, duly intimating the Public Information Officer and Appellant concerned over phone (available in the respective file) and the same was also uploaded on website of Commission (www.tsic.gov.in).

The case is called on 10-11-2021. The Appellant is absent. The Public Information Officer / Sri S. Sudheer, Naib Tahsildar, O/o The Tahsildar, Mallial Mandal, Jagtial District is present. The First Appellate Authority / O/o The Revenue Divisional Officer, Jagtial Division, Jagtial District is absent.

The Public Information Officer submitted that sought information was furnished to the appellant in two spells i.e., vide letter Rc. No. B/26/2020 dated 28-11-2020 and vide letter dated 09-11-2021.

The Commission observed that the Public Information Officer failed to produce any evidence to show that the appellant has received the information.

The Commission directs the Public Information Officer to invite the appellant for verification of records U/s. 2(j) of the RTI Act and to furnish complete information to the appellant within one week from the date of receipt of this order and to report compliance to the Commission, failing which action will be initiated against the Public Information Officer under the provisions of Sec. 20 of the RTI Act.

With the above direction, the appeal is disposed.

Dr. Guguloth Shankar Naik
State Information Commissioner

Authenticated by:

Section Officer
Copy to: - IT Section/SF

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