

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: 040-24740638 (o); 040-24740592(Fax)

Appeal No.9793/SIC-Dr.MA/2019

Dated: 26-04-2022

Appellant : Sri Dr. V. Muralidhar Reddy, R/o. Warangal Urban District

Respondents : **The Public Information Officer (U/RTI Act, 2005) /**
O/o. the Revenue Divisional Officer, Warangal Urban Division,
Warangal Urban District

The Appellate Authority (U/RTI Act, 2005) /
O/o. the District Collector, Warangal Urban District.

ORDER

Dr. V. Muralidhar Reddy, R/o. Warangal Urban District filed 2nd appeal dated 22-10-2019 which was received by this Commission on 23-10-2019 for not getting the information sought by him from the PIO / O/o. the Revenue Divisional Officer, Warangal Urban Division, Warangal Urban District and 1st Appellate Authority / O/o. the District Collector, Warangal Urban 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 23-04-2019 under Sec.6(1) of the RTI Act, 2005, before the PIO seeking the following information:

సమాచార హక్కు చట్టం 2005, సెక్షన్ 6 (1) ననుసరించి కింది సమాచారాన్ని సెక్షన్ 4(4) ప్రకారం తెలుగు భాషలో ప్రతి పేజీని సెక్షన్ 2(j)(ii) ప్రకారము ద్రువీకరించి ఇవ్వగలరు

తేది 27/10/2018 రోజున తమ కార్యాలయములో మరియు ~~అదేవిధముగా తమరు కాని తమ సెట్టింగ్ కింది ఇచ్చిన~~
ధర్మసాగర్ ఎమ్.అర్.బ గారికి, S.H.O. ధర్మసాగర్ గారికి స్వయముగా - తహసీల్దార్ ధర్మసాగర్ (sri. Nageshwr Rao) గారు ఇచ్చిన తప్పుడు నివేదిక - రెపోర్టు గురించి - మరియు మండల రెవిన్యూ అధికారులపై చట్ట ప్రాకారము తగు చర్యలు తీసుకొనుట - గురించి , ఇట్టి దరకాస్తులో ధర్మసాగర్ రెవిన్యూ అధికారుల తప్పిదల వలన సుమారు రు, 60,00,000/- విలువ గల భూమి మరియు రైతు బంధు , etc., నష్టము వటిల్లుతుంది అని తగు చర్యలు తీసుకోమని ధరకాస్తు ఇచ్చిఉన్నను,

- నెను తమ కార్యాలయము లో తేది 27/10/2018 రోజున ఇచ్చిన దరకాస్తు కాఫీలను ద్రువీకరించి ఇవ్వగలరు
- అదేవిధముగా తమరు కాని తమ సెట్టింగ్ కింది ఇచ్చిన వరకు నా యొక్క దరకాస్తులపై తీసుకొన్న చర్యలు వాటి వివరములు, అట్టి దరకాస్తు పై స్పందించి ధర్మసాగర్ రెవిన్యూ అధికారులకు ఇచ్చిన అదేశాల కాఫీలు, వారి యొక్క సమదనములు, వాటి వివరములు పూర్తిగా ద్రువీకరించి ఇవ్వగలరు

క్రతజ్ఞతలతో

ఇట్లు

మి విదేయుడు

The Public Information Officer has not furnished the sought information to the appellant.

Since the appellant did not receive the information from the Public Information Officer, he filed 1st appeal dated 21-05-2019 before the 1st Appellate Authority requesting him to furnish the information sought.

As per the records enclosed it is noticed that the 1st Appellate Authority had failed to hear the case and pass appropriate orders on the 1st appeal filed before him.

As the appellant did not get information from the Public Information Officer, he preferred this 2nd appeal before this Commission requesting to arrange to furnish the information sought by him.

The 2nd appeal was taken on file and notices were issued to both the parties for hearing on 05-07-2021.

On 05-07-2021 the case is called. The appellant is present. The PIO / O/o. the Revenue Divisional Officer, Warangal Urban Division, Warangal Urban District is absent and authorized Sri D.Sridhar, Naib Tahsildar, O/o. the Revenue Divisional Officer, Warangal Urban Division, Warangal Urban District to present the case. The First Appellate Authority / O/o. the District Collector, Warangal Urban District filed letter of absence stating that he is busy in "Palle Pragathi" Schedule. He authorized Smt. T.Vijaya Laxmi, Superintendent, C-Section, O/o. the District Collector, Warangal Urban District to present the case.

The representative of the PIO filed affidavit of the PIO submitting that the representation dated 27-10-2018 of the appellant was sent to Tahsildar, Dharmasagar Mandal for enquiry and to submit report and the same was informed to the appellant.

The contention of the appellant is that the RDO has issued orders on the false report submitted by the Tahsildar, Dharmasagar which resulted in loss of Rs.60,000/- to the appellant. He further submitted that no action is taken on his representation.

Heard both the parties and perused the records.

The PIO in his affidavit submitted that he has assured the First Appellate Authority on 06-07-2019 that the sought information would be furnished within (10) days and the same is not yet furnished by the PIO as per records.

From the above facts, it is clear that the PIO has not furnished the action taken report sought by the appellant on his representation dated 27-10-2018 regarding action taken on the Tahsildar, Dharmasagar Mandal for giving false report leading to issue of order by the RDO resulting loss to him.

In view of the above, the Commission directs the PIO / O/o. the Revenue Divisional Officer, Warangal Urban Division, Warangal Urban District to furnish the sought information to the appellant **within (15) days** and submit compliance to the Commission.

With the above directions, the Appeal was adjourned to 26-04-2022.

On 26-04-2022 the case is called. The Appellant is absent. The Public Information Officer / Revenue Divisional Officer, Hanumakonda Division is absent. The Senior Assistant is present on behalf of the Public Information Officer. The 1st Appellate Authority is absent.

This case was earlier heard on 05-07-2021 and adjourned with a direction to the PIO / RDO, Warangal Urban Division to furnish the sought information to the appellant within (15) days and submit compliance.

The representative of the Public Information Officer filed affidavit of the Public Information Officer submitting that the factual status of the matter was furnished to the appellant 18-09-2021 vide letter No.C3/L/963/2019 by registered post.

The appellant did not choose to attend the hearing nor filed affidavit offering his version.

Heard the representative of the Public Information Officer and perused the records.

The Commission is of the view that the matter is same as in Appeal No.9792/2019 wherein the PIO is Office of the Collector and in the instant case the PIO is RDO. The final action on the representation of the appellant dated 27-10-2018 has to be taken by the Collector for the lapses of MRO, Dharmasagar Mandal. The PIO / O/o. the District Collector, Hanumakonda has already furnished a detailed report of (37) pages to the appellant and submitted that a case in the same matter is pending before the Hon'ble Lok Ayukta, Telangana State, Hyderabad.

In view of the above, as exhaustive information has already been furnished. The Appeal is **closed**.

Dr. Mohd. Ameer
State Information Commissioner

Authenticated by:

Assistant Registrar
Copy to: IT Section/SF