

Telangana State Information Commission

(Under Right to Information Act, 2005)

D.No.5-4-399, Samachara Hakku Bhavan (Old ACB Building),

Mojam-jahi-Market, Hyderabad – 500 001

Phone: 24740666 Fax: 24740592

Appeal No:14846/SIC-MNR/2019

Date: - 27-04-2021

Appellant : Sri Shaik Khaja Hussain, S/o. Shaik Gulam Ahmed, R/o. H.No. 1-60-30/154/135, at T. Anjaiah Nagar, Gachibowli, K.V. Ranga Reddy District.

Respondents : Public Information Officer (U/RTI Act, 2005) O/o the Dy. Commissioner, GHMC., Circle-20, Serilingampally, Ranga Reddy District.

First Appellate Authority (U/RTI Act, 2005) O/o. the Zonal Commissioner, GHMC., Serilingampally, Ranga Reddy District.

Order

Sri Shaik Khaja Hussain has filed second appeal which was received by this Commission on **09-12-2019** for not getting the information sought by him from the Public Information Officer/ O/o the Dy. Commissioner, GHMC., Circle-20, Serilingampally, Ranga Reddy District and First Appellate Authority/ O/o. the Zonal Commissioner, GHMC., Serilingampally, Ranga Reddy 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 **23-07-2018** 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:

Sub :- Please provide the following information.
Nala Encroachment at Plot bearing Nos. 8 & 9, 10, admeasuring 551 Sq. Yards, Sy. No5, Situated at Old Lingampally Village, Near Venkatreddy Colony - Req - Reg.

Please provide me nala details

- 1. Existing width of Nala.**
- 2. Proposed width of the Nala excluding buffer zone**
- 3. Area of property effected.**
- 4. We have given complaint on Date 27-04-2018 any action has been taken**
- 5. If you have given notice please provide the notice copy**

Since the appellant did not get any response from the Public Information Officer, he filed 1st appeal dated **05-03-2019** before the 1st Appellate Authority u/s 19(1) of the RTI Act, 2005 requesting him to furnish the information sought by him.

The First Appellate Authority through Notice dated 13-03-2019 directed the Public Information Officer and the appellant to appear for hearing on 25-03-2019 @ 3.00 PM along with related records/ documents.

The First Appellate Authority through Order dated 16-04-2019 directed the Public Information Officer to furnish full/ complete information to the appellant within ten days to the appellant and closed the appeal.

Stating that the appellant was not satisfied with the reply of the First Appellate Authority, he preferred this 2nd appeal before this Commission requesting to arrange to furnish the information sought by him u/s 19(3) of the RTI Act, 2005.

In view of the above, the 2nd appeal has been taken on file and Notices issued to both the parties for hearing on **27-04-2021 at 10.30 AM.**

The Case was heard on 27-04-2021. The appellant is present and filed affidavit stating that the PIO has not furnished any kind of information till date. The PIO/ Sri.A.Balraj, Superintendent, GHMC, Circle – 20, Serilingampally Zone is present and through affidavit requested the Commission to provide him one week to furnish the information.

Heard both the parties and perused the material papers available on record. The Commission observed that the PIO has not furnished the information to the appellant till the date of hearing.

The Commission took a serious view against the PIO for not furnishing the information to the appellant within the stipulated period of 30 days as per section 7(1) of the RTI Act 2005. The Commission warns the PIO not to repeat such lapses in future and strictly adhere to the provisions of the RTI Act 2005.

The Commission directs the PIO to furnish the information to the appellant within one week through registered post with acknowledgement due and to report compliance to the Commission. If the PIO fails to comply with the instructions issued, action will be taken against the PIO as per section 20 of the RTI Act 2005.

With the above direction, the appeal is closed.

MYDA NARAYAN REDDY
STATE INFORMATION COMMISSIONER

Authenticated by:

Judicial Officer
Copy to: SO / SF / OC