

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:14860/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 **23-01-2019** 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:

I respectfully submit that a public memorandum and representation has been submitted by the residents of Venkat Reddy Colony, IPO No.43F 959280 and INWARD No.132, on 23-07-2018. And OPEN DRAINAGE NALA Encroachment by Plot Owner bearing No's 8, 9 & 10, admeasuring 551 Square Yards, Sy, No.5, Venkat Reddy Colony at, Old Lingam Pally Village, R.R. District, T.S.

I submit that, this petition is concerning to the protection of OPEN DRAINAGE NALA in Sy, No.5, Venkat Reddy Colony, Old Lingam Pally Village, Ranga Reddy District, and also reminder had been submitted in this regard.

I am enclosing herein copy of representation, IPO No.43F 959280 and INWARD No.132, on Dated: 23-07-2018.

In this regard, I seek your kind information under the provisions of section 6 of RTI Act, of 2005 Telangana State, as under.

- 1. Please furnish me Correct and Complete information what action has been taken in pursuance of representation, IPO No.43F 959280 and INWARD No.132, on 23-07-2018 from up to date.**
- 2. Please furnish other information whatever connected to the subject issue.**

Since the appellant did not get any response from the Public Information Officer, he filed 1st appeal dated **25-02-2019** 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 28-02-2019 directed the Public Information Officer and the appellant to appear for hearing on 18-03-2019 @ 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 directed to close 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