

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 – 500001.
Phone: 24740155 Fax: 24740592

Appeal No: 10729/SIC-SK/2020

Date: - 27-08-2021

Appellant : Sri M. Ashok Kumar, Secunderabad.

Respondents : Public Information Officer
(U/RTI Act, 2005)
O/o the Tahsildar,
Yellareddy Mandal,
Kamareddy District.

First Appellate Authority
(U/RTI Act, 2005)
O/o the Revenue Divisional Officer,
Yellareddy Division,
Kamareddy District.

Order

Sri M. Ashok Kumar, Secunderabad has filed 2nd appeal dated: 14-12-2020 which was received by this Commission on 15-12-2020 for not getting the information sought by him from the PIO / O/o the Tahsildar, Yellareddy Mandal, Kamareddy District and 1st Appellate Authority / O/o the Revenue Divisional Officer, Yellareddy Division, Kamareddy 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: 04-09-2020 before the PIO requesting to furnish the information under Sec. 6(1) of the RTI Act, 2005, on the following points mentioned in his application:

Please supply a copy of records or documents or file notings in respect of implementation of OS No 66/88 Sub-Court Bodhan File No A2/853/1997 dated 07-04-2001 in the entries of 1B and ROR record village vise: Jangamaipalli village-Vide Sy Nb 271-5.5 acrs, 277-0.12 guntas, 279/A-3.03 guntas and 177-038 guntas. Rudraram village (Present Jangamaipalli) Sy No 251/EE-0.05 guntas, 259/AA-0.30 guntas, 241-2.34 guntas, 252-0.19 guntas, 251/U-0.09 guntas, 257-3.07 guntas. Gandhi Masanipet Village Sy No 131-2.14 guntas & 132-0.01 ½ guntas, 40-1.00 acre, 125-2.37guntas, 126-2.30 guntas, 130-3.05 guntas, 137-2.20 guntas, Yellareddy Sy No 387-0.30 guntas, 389-0.20 guntas. 1-B copies along with Pahan Mutation in the name of M.Manohar,M.Sudhakar@Sudharshan,M.Ashokkumar & M.Sriram-joint names of (Plaintiffs 1 to 4) as per the Tahsil Memo No A2/853/1997 dated 18-04-2016 Implement OS No 66/88 Decree passed by Hon'able Sub-court,Bodhan in the Name of Plaintiffs-1 to 4.& Defendants-2 to 6 also furnish the memo copies of A2/853/1997 dated 18-04-2016 issued by Tasil Yellareddy on the basis of RDO Kamareddy case No A4/1647/2016 dated 31-03-2016.

Stating that the appellant did not receive the information from the PIO, the appellant filed 1st appeal dated: 28-10-2020 before the 1st Appellate Authority requesting him to furnish the information sought by him u/s 19(1) of the RTI Act.

Stating that the appellant did not get the information from the PIO / 1st Appellate Authority even after 30 days of filing his 1st appeal, he preferred this 2nd appeal before this Commission 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 u/s 19(3) of the RTI Act, 2005.

In view of the above, the 2nd appeal may be taken on file and Notices issued to both the parties for hearing on 27-08-2021 at 10.30 A.M.

The case is called on 27-08-2021. The appellant is present and stated that the PIO has not furnished the information. The PIO / Sri S. Swamy, Deputy Tahsildar, Yellareddy Mandal, Kamareddy District is present and filed his affidavit stating that the information could not be traced and the same was informed to the appellant vide letter No: A/5596/2020 dated: 05-11-2020 and filed a copy of the information furnished along with the postal receipt before the Commission.

Heard both the parties and perused the material papers available on record and observed that the appellant filed 6(1) application dated: 04-09-2020 seeking certain information and on perusing the letter dated: 05-11-2020 and the postal receipt showing date as 08-09-2020 which is contrary.

The Commission took a serious view and directs to issue **Show Cause Notice** to the present PIO and the then PIO / Sri S. Swamy, Deputy Tahsildar, Yellareddy Mandal, Kamareddy District 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 and for submitting misleading postal receipt before the Commission. The action on the **Show Cause Notice** will be dealt separately.

The Commission directs the PIO to trace out the records and furnish the complete information duly attesting the same to the appellant within Two (2) Weeks from the date of receipt of this order through Registered post with acknowledgement due and to report compliance to the Commission.

With the above direction, the appeal is closed.

SYED KHALEELULLAH
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer
Copy to: SO / SF / OC