

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: 10828/SIC-SK/2020

Date: - 30-07-2021

Appellant : Sri M. Venkatswamy, Hyderabad.

Respondents : Public Information Officer
(U/RTI Act, 2005)
O/o the Revenue Divisional Officer,
Asifabad Division,
Komarambheem Asifabad District.

First Appellate Authority
(U/RTI Act, 2005)
O/o the District Collector,
Komarambheem District.

Order

Sri. M. Venkatswamy, Hyderabad has filed 2nd appeal dated: 14-12-2020 which was received by this Commission on 17-12-2020 for not getting the information sought by him from the PIO / O/o the Revenue Divisional Officer, Asifabad Division, Komarambheem District and 1st Appellate Authority / O/o the District Collector, Komarambheem 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: 20-08-2020 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:

A. Please ensure that the Tahasildar Wankidi shall supply, certified copies of following pertains to patta land survey no.112/10 Sarandi village, Wankidi Mandal originally assigned in the name of Manthena Narsimloo S/o Ramulu.

- 1) Copy of pahani(Adangal) for the years 1974 onwards until date 1986.
- 2) Copy of 1B (R.O.R) for the years 1974 onwards until 1986.
- 3) Copy of notice issued to the original pattedar or his legal heir regarding cancellation of assigned patta if any.
- 4) Copy of competent authority's order cancelling assigned patta.
- 5) Specify the purpose of resumption.

4) I here by state that the information sought for is not covered under categories are exempted from disclosure of information under section 8 or under section 9 of the RTI. Act 2005 to the best of my knowledge it pertains to your secretariat.

5) I here by state that the prescribed application fee of Rupees 2/- and cost of material to be supplied has been paid vide postal order No. , total Rs. 50/- (Rupees Fifty only) Drawn on the account of Tahasildar, Wankidi is enclosed herewith .

Stating that the appellant did not receive the information from the PIO, the appellant filed 1st appeal dated: 16-10-2020 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 30-07-2021 at 11.00 A.M.

In view of the Covid -19 Pandemic, the cases are heard over phone on 30-07-2021 with prior intimation to the concerned parties. The appellant responded and stated that the PIO has not furnished any information till the date of hearing. The PIO / Sri Linga Murthy, Divisional Administrative Officer, O/o the Revenue Divisional Officer, Asifabad Division, Komaram Bheem Asifabad District did not respond.

Perused the material papers available on record and observed that the appellant filed 6(1) application dated: 25-08-2020 seeking information on 5 points and upon not receiving any information, the appellant filed 1st appeal before the O/o the District Collector, Komaram Bheem Asifabad District and in response the PIO / District Revenue Officer, Komaram Bheem Asifabad District vide letter No: A2/685/2020 dated: 22-10-2020 directed the PIO / O/o the Tahsildar, Wankidi Mandal and the O/o the Revenue Divisional Officer, Asifabad Division, Komaram Bheem Asifabad District to furnish the information to the appellant.

The Commission took a serious view and directs to issue **Show Cause Notice** to the present PIO & the then PIO / Deputy Tahsildar, Wankidi Mandal, Komaram Bheem Asifabad District and the present PIO & the then PIO / Divisional Administrative Officer, O/o the Revenue Divisional Officer, Asifabad Division, Komaram Bheem Asifabad 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 not responding for the hearing held on 30-07-2021. The action on the **Show Cause Notice** will be dealt separately.

The Commission directs the PIO / Deputy Tahsildar, Wankidi Mandal, Komaram Bheem Asifabad District and the PIO / Divisional Administrative Officer, O/o the Revenue Divisional Officer, Asifabad Division, Komaram Bheem Asifabad District to furnish the complete point wise information to the appellant (keeping in view of Section 8, 9, 10 & 11 of RTI Act 2005) within Two (2) week 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