

# 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: 4915/SIC-SK/2020**

**Date: - 01-07-2021**

Appellant : Sri. Mohd Ashraf, Kumarambheem  
Asifabad District.

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

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

## **Order**

Sri. Mohd Ashraf, Kumarambheem Asifabad District has filed 2<sup>nd</sup> appeal dated: 28-05-2020 which was received by this Commission on 11-06-2020 for not getting the information sought by him from the PIO / O/o the Tahsildar, Thiryani Mandal, Kumarambheem Asifabad District and 1<sup>st</sup> Appellate Authority / O/o the Revenue Divisional Officer, Asifabad Division, Kumarambheem Asifabad 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: 29-01-2020 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:

1. IRRIGATION & CAD DEPT ,EXECUTIVE ENGINEER గారు మీ కార్యాలయము లో 18-06-2018,27-07-2019 & 13-12-2019 తేదీలన UPDATE IN ONLINE SHIKAM LANDS పై సమర్పించిన ప్రాతినిధ్యం పై మీరు చేపట్టిన చర్యల ప్రతులను District Office Manual Rules, Periodical Register, Distribution Register, Note File with Rule Position లో పాటు ఇవ్వగలరు.
2. Assigned Lands (Prohibition Of Transfers) Act 1977 ప్రకారం మీ పరిధిలో జరిగిన (POT) ల వివరాలను తహసీల్ మరియు గ్రామపంచాయితీ వారిగా చట్టం వచ్చినప్పటి నుండి నెల వరకు ఖార్చి ఫైల్ లతో పాటు ఇవ్వగలరు.
3. Assigned Lands (Prohibition Of Transfers) Act 1977 ప్రకారం మీ పరిధిలో జరిగిన (POT) లలో ఏదైనా ఏదైనా వ్యతిరేకంగా జరిగిందని తెలిపి చెక్కిస్తే ను తహసీల్ మరియు గ్రామ పంచాయితీ వారిగా చట్టం వచ్చినప్పటి నుండి నెల వరకు ఖార్చి ఫైల్ లతో పాటు ఇవ్వగలరు.
4. Assigned Lands (Prohibition Of Transfers) Act 1977 ప్రకారం మీ పరిధిలో జరిగిన (POT) లను దేయదానికే జిల్లా కలెక్టర్ ఇచ్చిన No Objection Certificate లను గ్రామ పంచాయితీ వారిగా చట్టం వచ్చినప్పటి నుండి నెల వరకు ఖార్చి ఫైల్ లతో పాటు ఇవ్వగలరు.
5. Assigned Lands (Prohibition Of Transfers) Act 1977 ప్రకారం మీ పరిధిలో జరిగిన (POT) లతో పాటు G.O M.S No. 520 (Revenue Department) తేదీ: 10.11.1995 ప్రకారం తమకున్న అనుమతులు మరియు చేపట్టిన చర్యల వివరాలను గ్రామ పంచాయితీ వారిగా చట్టం వచ్చినప్పటి నుండి నెల వరకు ఖార్చి ఫైల్ లతో పాటు ఇవ్వగలరు.

And more few points.

Stating that the appellant did not receive the information from the PIO, the appellant filed 1<sup>st</sup> appeal dated: 29-02-2020 before the 1<sup>st</sup> 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 / 1<sup>st</sup> Appellate Authority even after 30 days of filing his 1<sup>st</sup> appeal, he preferred this 2<sup>nd</sup> appeal before this Commission requesting to take action against the PIO and 1<sup>st</sup> 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 2<sup>nd</sup> appeal may be taken on file and Notices issued to both the parties for hearing on 01-07-2021 at 11.00 A.M.

In view of the Covid -19 Pandemic, the cases are heard over phone on 01-07-2021 with prior intimation to the concerned parties. The appellant responded and stated that the PIO has not furnished the information. The PIO / Sri. Masthur Ali, Deputy Tahsildar, Thiryani Mandal, Komaram Bheem Asifabad District responded and stated that the appellant was requested to pay the requisite fee to furnish the information sought. The PIO failed to submit the documentary evidence of letter before the Commission.

Heard both the parties and perused the material papers available on record and observed that the filed 6(1) application dated: 29-01-2020 seeking information on 15 points. Upon not filing any documentary evidence of furnishing the information, the Commission cannot accept the submission of the PIO

The Commission took a serious view and directs to issue **Show Cause Notice** to the present PIO & the then PIO / Deputy Tahsildar, Thiryani Mandal, 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. The action on the **Show Cause Notice** will be dealt separately.

The Commission directs the PIO to arrange for verification of records on a mutually convenient date and time by issuing prior intimation to the appellant to enable him to obtain the required information within Two (2) Weeks from the date of receipt of this order 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**