

# 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: 5123/SIC-SK/2020**

**Date: - 23-07-2021**

Appellant : Sri M. Chandrakanth,  
Nizamabad District.

Respondents : Public Information Officer  
(U/RTI Act, 2005)  
O/o the Municipal Commissioner,  
Nizamabad Municipal Corporation,  
Nizamabad District.

First Appellate Authority  
(U/RTI Act, 2005)  
O/o the Municipal Commissioner,  
Nizamabad Municipal Corporation,  
Nizamabad District.

## **Order**

Sri. M. Chandrakanth, Nizamabad District has filed 2<sup>nd</sup> appeal dated: 15-06-2020 which was received by this Commission on 18-06-2020 for not getting the information sought by him from the PIO / O/o the Municipal Commissioner, Nizamabad Municipal Corporation, Nizamabad District and 1<sup>st</sup> Appellate Authority / O/o the Municipal Commissioner, Nizamabad Municipal Corporation, Nizamabad 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: 17-03-2020 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) Whether any action has been taken on the complaint given by my client on dated 06-02-2020 that one Mara.Manik and Mara.Manoj have obtained permission for their Mpl. No: 1-9-821/11A (Old) Mpl. No: 1-10-111/C and 1-10-111/D (New) situated besides Aakruthi Cloth Shop, opp: to Nikhil Sai International, Hyd Road, Nizamabad vide the file bearing no-3072/W7/2019/3828 in your office and they are deviating the approved building permission plan and not leaving any setback as per the building approved plan which was approved by you on dated 30-01-2020.
- 2) Whether any notice has been given to one Mara.Manik and Mara.Manoj on the complaint given by my client to you on dated 06-02-2020. If any notice is given to them please provide me the copy of the notice.

The Public Information Officer vide Lr. No. TP/Public Information Officer/TMS/2967/2020 dated.01-06-2020 furnished the information to the appellant.

Aggrieved with the reply from the PIO, the appellant filed 1<sup>st</sup> appeal dated: 06-05-2020 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, 2005.

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 23-07-2021 at 11.00 A.M.

In view of the Covid -19 Pandemic, the cases are heard over phone on 23-07-2021 with prior intimation to the concerned parties. The appellant responded and stated that the PIO has not furnished the information. The PIO / Sri Karunakar, Town Planning Officer, O/o the Municipal Commissioner, Nizambad Municipality, Nizambad District responded and stated that a reply was given to the appellant vide letter No: TP/PIO/TMS/2967/2020 dated: 01-06-2020.

Heard both the parties and perused the material papers available on record and observed that the appellant through his 6(1) application dated: 17-03-2020 seeking information on 2 points and the action taken on his compliant 06-02-2020 and the PIO responded that the appellant is seeking reasons, questions and clarifications and the same cannot be furnished as per Section 2(f) of the RTI Act 2005.

The Commission directs the PIO to give a specific reply to the appellant within One (1) 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**