

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: 7901/SIC-SK/2020

Date: - 30-07-2021

Appellant : Sri Shaik Younus, Nizamabad District.

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

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

Order

Sri. Shaik Younus, Nizamabad District has filed 2nd appeal dated: 22-09-2020 which was received by this Commission on 26-09-2020 for not getting the information sought by him from the PIO / O/o the Tahsildar, South Mandal, Nizamabad District and 1st Appellate Authority / O/o the Revenue Divisional Officer, Nizamabad Division, 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: 01-06-2020 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. Details of lands with Survey Numbers and extent owned, assigned or encroached by Gopal Bagh [Gaushala] which is situated on the road leading towards Baban Saheb Pahadi, Nizamabad.
2. Copies of Khasara Pahanies of those lands.
3. Copies of pahanies of those lands from year 2010.
4. Details of year wise water user charges paid for those lands for past ten years.
5. Information about in whose names the annual financial assistance by the State Government for each crop has been paid ever since inception of that scheme.
6. Information about number of Surveys conducted by the Revenue Department during past ten years to correctly demarcate those lands taking in to consideration the tile or ownership deeds.
7. Information about any enquires pending against those lands.
8. Information about extent of Government/ Irrigation lands encroached by the Gopal Bagh Goushala.
9. Information about action taken to recover the possession of those encroached lands.

Stating that the appellant did not receive the information from the PIO, the appellant filed 1st appeal dated: 15-07-2020 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 the information. The PIO / Sri. V. Anil Deputy Tahsildar, Nizambad South Mandal, Nizambad District responded and stated that the information was furnished to the appellant vide letter No: A3/RTI/1892/2020 dated: 13-10-2020 and filed a copy of the information furnished to the appellant 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: 01-06-2020 seeking information on 9 points and the PIO has given point wise reply to the appellant. The Commission further observed that a similar case was already heard by the Commission in appeal No: 7035/SIC-SK/2020 dated: 16-04-2021 with a direction to furnish the information (keeping in view of Section 8, 9, 10 & 11 of RTI Act 2005) within One (1) week from the date of receipt of the order.

In view of the above, the appeal is disposed of without any further direction to the PIO.

SYED KHALEELULLAH
STATE INFORMATION COMMISSIONER

Authenticated by:

Section Officer

Copy to: SO / SF / OC