

# 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: 8186/SIC-SK/2020**

**Date: - 02-09-2021**

Appellant : Sri Sultan Bamahdi,  
Nizamabad District.

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

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

## **Order**

Sri Sultan Bamahdi, Nizamabad District has filed 2<sup>nd</sup> appeal dated: 30-09-2020 which was received by this Commission on 07-10-2020 for not getting the information sought by him from the PIO / O/o the Tahsildar, Nizamabad Rural Mandal, Nizamabad District and 1<sup>st</sup> 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: 13-07-2020 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) Information about details of the Government lands across Nizamabad Rural Mandal with Survey numbers, Shivar and extent of lands.
- 2) Of those lands; information about extents of lands assigned or allotted with their purpose of allotment.
- 3) Copies of Tonch of those Government lands.
- 4) Copies of the Pahanies of those Government lands.
- 5) Information about number of Distributaries /Irrigation Canals emerging from Nizam Sagar Canal passing from across Nizamabad Rural Mandal with Survey Number, length and width of those Irrigation Distributaries supported by Maps.
- 6) Information about action taken to restore those distributaries to their original positions which have been made defunct by leveling /making them flat.
- 7) Information about action taken to secure those lands from any encroachments or gabbing.

Stating that the appellant did not receive the information from the PIO, the appellant filed 1<sup>st</sup> appeal dated: 25-08-2020 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 02-09-2021 at 10.30 A.M.

The case is called on 02-09-2021. The appellant is absent. The PIO / Smt. P. Priyanka, Deputy Tahsildar, Nizambad Rural, Nizambad District and Sri V. Sampath Kumar, Senior Assistant representing the First Appellate Authority / Sri T. Ravi, Revenue Divisional Officer, Nizambad Division & District are present and stated that they have not received the 6(1) application dated: 13-07-2020, hence the information sought could not be furnished to the appellant and requested time to furnish the information.

Heard the PIO and perused the material papers available on record and observed that the appellant filed his 6(1) application dated: 13-07-2020 seeking information on 7 points and has enclosed the copy of the postal receipt as evidence of filing the 6(1) application. The First Appellate Authority / Revenue Divisional Officer, Nizambad Division & District vide letter No: A4/4411/2020 dated: 09-09-2020 directed the PIO and the appellant to appear for hearing on 18-09-2020. The Commission cannot accept the submission made by the PIO.

The Commission took a serious view and directs to issue **Show Cause Notice** to the present PIO / Smt. P. Priyanka, Deputy Tahsildar, Nizambad Rural, Nizambad District and the then PIO / Sri M. Srinivas, Deputy Tahsildar, Nizambad Rural, Nizambad District presently working as Deputy Tahsildar, Enforcement, District Civil Supply Office, Nizambad District for not furnishing the information to the appellant within the stipulated period of 30 days as per Section 7(1) of RTI. The action on the **Show Cause Notice** will be dealt separately.

The Commission directs the present PIO to arrange for verification of records on a mutually fixed date and time by giving prior intimation to the appellant and to obtain required information relating to their office only and for the remaining information, the Commission directs the PIO to transfer the application u/s 6(3) of RTI Act to the concerned Public Authority with a request to furnish the information to the appellant 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**