

Thereafter, First Appeal has been filed by the information seeker before FAA/Directorate of School Education Kashmir on 28.09.2013 stating that no information has been provided to him even after more than one month and has requested FAA to provide information to him and also requested for three additional information. In response to First Appeal, PIO DSEK has again informed PIO/CEO Shopian to provide point wise information to the information seeker within 5 days.

The information seeker filed Second Appeal before the Commission on 12.1.2013 stating that his RTI application dated 22.08.2013 has not been responded to by the PIOI inspite of filing First Appeal before FAA and accordingly requested that Commission to take appropriate action in this regard and information provided to him.

In response to notice of the Commission, CEO Shopian under his letter dated 21.12.2013 has forwarded a set of information comprising of 25 leaves to DSEK with copy to the information seeker.

During proceedings in the Commission on 27.01.2014, the appellant submitted that the relevant information in respect of following queries has not been provided:

- i) Query IX – Action taken on letters of CEO Shopian vide No. CEO/SPN/PS/2202 dated 09.11.2009 followed by letter from Directorate vide No. PSD/MF/F-4261 dated 29.09.2010.
- ii) Query X -Pay advice No. 5740725 dated 30.10.2009.
- iii) Query XIV – Seeking list of deployments of the zone with designation, original place of posting and place of deployment of officials.

CEO Shopian was accordingly directed by the Commission vide letter dated 28.01.2014 to file his response within two weeks to the Commission.

In compliance with the orders of the Commission passed on 28.01.2014, CEO Shopian has responded to all the three points raised by the appellant during proceedings on 27.01.2014.

After going through response of CEO Shopian referred to above, the Commission is satisfied that queries (IX) & (X) have been responded to and relevant information provided. However, in respect of query (XIV), regarding deployment of officials, a copy of order under which such deployment is made, be provided to the appellant within two weeks.

As, there has been delay in disposing of the RTI application beyond period provided under the Act, PIO/CEO Shopian is directed to explain as to why penalty proceedings under the J&K RTI Act, 2009 shall not be initiated against for causing delay. His explanation should reach the Commission within three weeks of receipt of this order. Appeal filed before the Commission is disposed of

Sd/-
(Nazir Ahmed)
State Information Commissioner