



**Jammu and Kashmir State information Commission**  
(Constituted under The Right to Information Act, 2009)  
**Wazarat Road, Near DC office Jammu, 0191-2520947, 2520937**  
**Old Assembly Complex, Srinagar. 0194-2484269, 2484262**  
[www.jksic.nic.in](http://www.jksic.nic.in)  
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File No. SIC-K/Comp/83/2013  
Decision No. SIC-K/Comp/83/2013/27

Title: **Shri Nazir Ahmad v/s BDO Uri**  
**(Appellant) (Respondent)**

**Srinagar**  
**11.03.2014**

Background of this complaint is that an RTI application has been filed by Shri Nazir Ahmad s/o Jamal Din r/o Zamboor Pattan Tehsil Uri before BDO Uri (PIO) on 12.03.2013 seeking information regarding NREGA and HARYALI (AAY) – allotment of work under these Schemes from 2009 to 2012. This RTI application has been responded to by the BDO Uri on 16.05.2013 asking information seeker to deposit an amount of Rs. 2000/- as photostate charges.

A complaint was received in the Commission on 19.06.2013 from the information seeker wherein it is alleged that in response to the letter of BDO Uri dated 16.05.2013, he deposited an amount of Rs. 2000/- for obtaining the information, however, despite lapse of more

than three months, BDO has not provided information. He has further alleged that BDO has not provided information as there is a huge embezzlement of funds in the Panchyat Halqa Zamboor Pattan in NREGA, Haryali and AAY Programmes. He has accordingly requested the Commission to take action under law against BDO and excess amount deposited may kindly be refunded to him.

Upon scrutiny of the document in the Commission it was observed that BDO had asked information seeker to deposit copying charges after expiry of prescribed period of 30 days as per the Act and therefore information seeker is entitled to information free of cost. BDO was accordingly directed to refund Rs. 2000/- deposited by the information seeker.

In compliance to the notice of the Commission, BDO Uri , submitted that information sought by the complainant was provided to him in time but some information, which was not available in the office at that time, was provided to him on receipt of the complaint. With regard to amount of Rs. 2000/- deposited by the information seeker as copying charges, BDO stated that the same has been refunded to the information seeker and receipt thereof dated 27.07.2013 has been enclosed. With regard to delay, BDO has submitted that delay was not intentional but the information which complaint was seeking was not available in the office. BDO also enclosed receipt of the information seeker dated 25.06.2013, 11.07.2013 and 22.07.2013.

In order to confirm the statement of BDO, the Commission vide letter dated 30.08.2013 asked complainant to confirm receipt of the information alongwith refund of amount deposited by him as copying charges, within 15 days positively. However, complainant did not sent any response nor did he appeared before the Commission on the dates of hearing on 09.01.2014 & 11.02.2014.

In view of above reply filed by the BDO is accepted and complaint filed before the Commission is disposed of.

**Sd/-**  
**(Nazir Ahmad)**  
**State Information Commission**

Copy to the: -

1. BDO Uri.
2. Shri Nazir Ahmad s/o Jamal Din r/o Zamboor Pattan Tehsil Uri.

(M.S. Bhat)  
Deputy Registrar,  
J&K State Information Commission