



**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)  
\*\*\*\*\*

File No. SIC-K/Comp/18/2013  
Decision No. SIC-K/Comp/18/2013/**37**

Title: Sh. Gh. Mohammad Thokar **v/s** PIO DHS Kashmir  
S/o Late Ab. Ahad Thokar **(Respondent)**  
R/o Shairabad Tral, Pulwama  
**(Complainant)**

Present:

1. Shri Zahoor Ahmad, APIO.
2. Shri Gh. Mohammad Thokar, Complainant.

**Srinagar**  
**25.03.2014**

Brief background of the case is that an RTI application has been filed by Sh. Gh. Mohammad Thokar s/o Late Ab. Ahad Thokar r/o Shairabad Tral, Pulwama before PIO Directorate of Health Service Kashmir dated 06.01.2014 regarding court judgment SWP No. 4397 titled Ghulam Mohammad Thokar & Others v/s State & Others.

The Commission received a complaint on 13.02.2014 from the information seeker stating that his RTI application has not been

responded to by the PIO despite lapse of more than one month. The complainant has accordingly requested the Commission to issue instructions to PIO DHS Kashmir to provide information under the RTI Act.

In response to the notice of the Commission PIO DHS Kashmir submitted copy of reference under which information have been sent to the information seeker on 20.02.2014 comprising of i) I.O.N from Dy. Director Health Services (HQ) Kashmir dated 18.02.2014, ii) copy of order No. 74/NG of 2014 dated 27.01.2014 on the subject SWP No. 4397/1997-titled Gh. Mohammad Thoker & Ors v/s State and iii) letter No. HD/Legal/NG/83/MR0251/2013-G dated 14.10.2013 from Under Secretary to Govt. Health & Medical Education Deptt. The information seeker admitted to have received this information.

From the documents enclosed with the response, it is evident that order on the subject SWP No. 4397 referred to above has been passed on 27.01.2014. Therefore upto this date information sought was not available. This information has then been sent to PIO by Deputy Director Internal Office Note (ION) dated 18.02.2014 stated 'that in pursuance of Administrative Departments letter, this office has issued the requisite self speaking order under No. 74/NG of 2014 dated 27.01.2014, copy of which, among others, has also been dispatched to the petitioner namely Ghulam Mohammad Thoker s/o Abdul Ahad Thoker r/o Sherabad on 27.01.2014'. It is therefore

evident that self speaking order was signed by DHS Kashmir on 27.01.2014 and sent to information seeker on 22.02.2014.

In view of above, no further action is warranted and complaint filed before the Commission is disposed of.

**Sd/-**  
**(Nazir Ahmed)**  
**State Information Commissioner**

Copy to the: -

1. PIO Directorate of Health Services Kashmir.
2. Sh. Gh. Mohammad Thokar s/o Late Ab. Ahad Thokar r/o Shairabad Tral, Pulwama

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