



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

File No. SIC-K/Comp/79/2013
Decision No. SIC-K/Comp/79/2013/102

Title: Shri Syed Nassar-Ullah Shah v/s Principal Govt. College
r/o 5-A Tengpora Zoonimar for Women Nawakadal, Srinagar
Srinagar (Respondent)
(Complainant)

Present:

1. Shri Zahoor Ahmad, Lecturer Commerce, GCW Nawakadal Srinagar
2. Sh. Syed Nassar-Ullah Shah Complainant

Srinagar
07.12.2013

The Commission received a complaint on 11.11.2013 from Syed Nassarullah Shah r/o 5-A Tengpora Zoonimar Newshehra Srinagar under section 15 of J&K RTI Act, 2009 against PIO Govt. Women's College Nawakadal Srinagar stating that he filed an RTI application before Government Women's College Nawakadal seeking certain details but the PIO has not provided the information till date.

Documents enclosed with the complaint reveal that an application under RTI Act dated 08.07.2013 has been filed before Principal, Government College for Women, Nawakadal, Srinagar through speed post on 12.07.2013 seeking following information: -

“List containing full particulars of regular students in Arts faculty 2nd year of Govt. College for Women, Nawakadal, Srinagar for the Session 2012-2013 and 2013-14”

In response to the notice of the Commission dated 19.11.2013, Shri Zahoor Ahmad, Lecturer Commerce (Contractual) appeared before the Commission alongwith a set of information dated 02.12.2013. It was however, found that this information has neither been sent to the information seeker nor a copy thereof has been marked to him.

The Commission has noted that inspite of conducting an awareness camp in the College in the year 2012 by the State Information Commission, the Principal/College seem either ignorant about the provisions of the RTI Act or they are taking the RTI requests very casually. Principal of the College should know that disposal of the application within period prescribed is the essence of RTI Act and responsibility has been cast on the PIO for disposal of the RTI application/s either by providing the information or rejecting the same for recorded reasons

under Section 7 of the Act within a period of 30 days. As no such evidence has been produced before the Commission in this regard, it appears that this RTI application has not been disposed within prescribed period.

The Commission has also noted the information sought is general in nature and ought to have been proactively displayed by the College under Section 4 of the J&K RTI Act, 2009. Therefore, Commission directs that information of general nature as contained in Section 4 of the Act particularly details of admission etc. be uploaded and disseminated in the official website of the College at the earliest.

Set of information produced before the Commission is handed over to the information seeker. Principal Government College for Women Nawakadal, Srinagar is directed to explain as to why proceedings under section 17 of the J&K RTI Act, 2009 should not be initiated against her for delay in disposing of the RTI application. Her response should reach the Commission with three weeks from issue of this order of this order.

The complaint is disposed of with above directions.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the:-

1. Principal Govt. College for Women, Nawakadal, Srinagar(PIO).
2. Sh. Syed Nassar-Ullah Shah, 5-A Tengpora Zoonimar, Nowshehra Srinagar.

Copy also to:-

1. Commissioner/Secretary to Govt. Higher Education Department, Civil Secretariat, Jammu.
2. Director Colleges, Civil Secretariat, Jammu.

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