



Jammu and Kashmir State information Commission
(Constituted under The Right to Information Act, 2009)
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Old Assembly Complex, Srinagar. 0194-2484269, 2484262
www.jksic.nic.in

File No. SIC-K/SA/39/2013
Decision No. SIC-K/SA/39/2013/107

Title: Shri Umar Javid & Ors. **v/s** PIO University of Kashmir
(Appellants) **(Respondent)**

Present:

1. Shri A.R. Sofi, PIO University of Kashmir.
2. Shri Umar Javid, Appellant.

Srinagar
13.12.2013

This is an Appeal filed before the Commission on 08.11.2013 by Shri Umar Javid & Others against PIO and FAA University of Kashmir on the ground that the appellant filed an RTI application dated 18.07.2013 with PIO Kashmir University but received no response and consequently filed First

Appeal to First Appellate Authority dated 02.09.2013 for deemed refusal of information.

Records brought on record reveal that appellant submitted an RTI application through Registered Post on 18.07.2013 on the address of PIO Kashmir University, Srinagar seeking details on 10 queries under J&K RTI Act, 2009.

This has been responded to by PIO by informing the appellant as under:

“This is to inform you that the undersigned is unable to deliver you the required information in the wake of objections expressed by the Third Party in the matter as Section 11 of RTI Act 2009 governing the third party information provide an opportunity to express their willingness/unwillingness on the subject”.

The appellant submitted First Appeal through Registered Post on 03.09.2013 addressed to FAA University of Kashmir requesting him that he has received no response from PIO in response to RTI application dated 18.07.2013.

FAA University of Kashmir has passed a reasoned order on 26.11.2013 on the First Appeal filed before him as under: -

Under **A**: information pertaining to query i to iv has been directed to be provided.

Under **B**: Information pertaining to log book of official vehicle used by these officials from 01.01.2009 to July 2013 and

List of official tours during above period with details of amount spent on these tours has been found of enormous nature and time consuming. The FAA has directed the PIO to provide information under B when appellant asks for specific information.

Under **C** Xerox copy of service book and property details have been denied.

The PIO submitted that this order has been complied with by the PIO and information has been sent to appellant, which the appellant admitted to have received. He, however, submitted that he should be provided access to

the information listed in B by the PIO to enable seek specific information on the basis of examination of records.

The Commission observed that a reasoned and explicit order has been passed by the FAA, which is appreciated. However, the order of FAA is modified to the extent that PIO University of Kashmir shall provide access of records in respect of information sought marked as B in the order of FAA, to enable appellant seek specific documents on the basis of such examination of records.

PIO submitted that this information has to be collected from various wings of Kashmir University and requested to grant 15 days, which is granted from date of issuance of this order.

With the above direction the appeal is disposed of.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the:-

1. First Appellate Authority, University of Kashmir, Hazratbal, Srinagar.

2. Public Information Officer, Information Cell (RTI), University of Kashmir, Hazratbal, Srinagar.
3. Sh. Umar Javaid & Others Mirjanpora Iddgah, Srinagar

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