



**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/72/2013  
Decision No: SIC/K/Comp/72/2013/117

Title: Mir Ubaid-Ullah Mohidin                     v/s                     PIO/BDO  
          S/o Gh. Mohi-U-Din Mir   Kakpora.  
          R/o Numan Kakpora   (Respondent)  
          (Complainant)

Present: 1. Sh. Mir Ubaid-Ullah Mohidin.

**Srinagar**  
**30.12.2013**

The Commission received a complaint on 29.10.2013 from Shri Mir Ubaid Ullah Mohidin Advocate s/o Gh. Mohi ud Din Mir r/o Kakapora Pulwama against BDO Kakapora stating that he sought information from BDO under RTI vide application dated 27.08.2013 sent through Registered Post and that he received response from the PIO on 03.09.2013 in the shape of Photostat copies of some known documents. The complainant has alleged that no query/point/question asked by him in his application has been replied specifically or properly as the things have been intermingled by the respondent.

Upon perusal of the records the Commission has observed that the RTI application sent through Registered Post on 27.08.2013 has

been responded to by the PIO/BDO Kakapora on 27.09.2013 and admitted to have been received by the complainant on 30.09.2013.

As the RTI application has been sent through Registered Post, it is but natural that it will take some time to reach BDO's office and hence there is no delay on part of BDO in responding to RTI application. With regard to alleged incomplete information, the remedy for disclosure of such information lies in filing First Appeal before FAA under Section 16(1) of the Act.. The complainant submitted that he has already filed an appeal before FAA and therefore there are no grounds to take cognizance of the complaint under section 15 of the Act. The complainant shall however be at liberty to file Second Appeal before the Commission under Section 16(4) of the Act, if he is aggrieved by the order of the FAA.

The complaint is accordingly disposed of.

Sd/-

**(Nazir Ahmed)**  
**State Information Commissioner**

Copy to the:-

1. Assistant Commissioner Development, Pulwama (FAA).
2. Block Development Officer Kakapora.(PIO)
3. Mir Ubaid-Ullah Mohidin S/o Gh. Mohi-U-Din Mir R/o Numan Kakapora.Pulwama.

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