



Jammu and Kashmir State Information Commission

جموں اینڈ کشمیر ریٹ آف انفارمیشن کمیشن

(Constituted under The Right to Information Act, 2009)

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File No: SIC/K/Comp/09/2013

Decision No: SIC/K/Comp/09/2013/**28**

Title: Sh. Mohammad Maqbool Dar v/s BDO Singhpora, Pattan
s/o Shr. Abdul Rehman Dar (Respondent)
(Complainant)

Present: 1. Sh. Mohammad Ashraf Akhoun, BDO
2. Sh. Mohammad Maqbool Dar, Complainant.

Srinagar
01.04.2013

The Commission has received a complaint on 06.02.2012 from Shri Mohammad Maqbool Dar s/o Abdul Rehman Dar r/o Boni Chakal, Block Singhpora, Pattan stating that he submitted an application under RTI Act before BDO Singhpora Pattan through Post Office Pattan on 13.12.2012 to get different information for Halqa Bonichakal, but unfortunately till date no positive response has been shown by the said officer. The complainant has accordingly requested the Commission to take action against the said officer and that requested information be kindly provided to him so that the people may know the legal/illegal works done in their Halqa. Information sought by complainant is as under: -

“Bill, Muster sheets, Bank-advice/estimate & graph of following works of Halqa Boni Chakal:

- I. Imp. Of road from Boni Chakul Birdge to Middle School Arampora.
- II. Const. Of Dug-well at Peth Mohalla Arampora.
- III. Const. Of earthen Bund from Boni Chakul Bridge to Jeel (both sides).

- IV. Dev. Of land with fencing at Goori Mohalla Boni Chadul.
- V. Constt. Of Earthern Bund from Boni Chadul Bridge to Habak Bridge.
- VI. Work at Nalla Ganga Singh and
 - a) List of KAY benefecieries (2012-13),
 - b) List of Rural Sanitation benefecieries (2012-13)
 - c) Job card registry of Boni Chakal and Arampora.

In response to the notice of the Commission seeking reply to the complaint, BDO Singhpora Pattan submitted that the RTI application has been disposed of vide No. SB/11961 dated 16.03.2013 by informing the information seeker as under: -

“As desired kindly find enclosed the information of following works:

- I) Imptt. Of road from Boni Chakul Birdge to Middle School Arampora.
 - II) Constt. Of Dug-well at Peth Mohalla Arampora.
 - III) Constt. Of earthern Bund from Boni Chakul Bridge to Jeel (both sides).
 - IV) Dev. Of land with fencing at Goori Mohalla Boni Chadul.
 - V) Constt. Of Earthern Bund from Boni Chadul Bridge to Habak Bridge.
 - VI) Work at Nalla Ganga Singh.
- a) List of IAY beneficiaries 2012-13 not finalized till date.
 - b) List of Sanitation beneficiaries – already proved through Secretary Panchayat.
 - c) Job Card Registry of Boni Chakal and Armapora.

Photostate already provided by Secretary Panchayat. The information sought by you vide your application dated 12.12.2013 was not provided in time for the fact that the bills were under process and this office was not in a position to provide full information. In this behalf you were called to the office and the facts explained to you and you also have agreed. Now the information is enclosed”.

The complainant appeared in person and admitted to have received the information.

BDO Singhpora Pattan submitted during hearing that list of IAY beneficiaries was finalized on 25.03.2013 and submitted that this limb of information now available shall be provided to the information seeker.

As per records RTI application has been received by the BDO on 13.12.2012 and information provided to the information seeker on 16.03.2013. Therefore apparently there is delay in disposing of the RTI application beyond stipulated period.

In view of above, Shri Mohammad Ashraf Akhoun, BDO Singhpora Pattan is directed to explain as to why penalty proceedings may not be initiated against him for delay in disposing RTI application beyond stipulated time as per J&K RTI Act, 2009. His explanation should reach the Commission within three weeks from issue of this order.

Pronounced in open court.

Complaint disposed of.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the: -

1. BDO Singhpora Pattan.
2. Shri Mohammad Maqbool Dar s/o Abdul Rehman Dar r/o Boni Chakal, Block Singhpora, Pattan

(Mohammad Shafi)
Assistant Registrar,
J&K State Information Commission