



Jammu and Kashmir State Information Commission

جموں اینڈ کشمیر سٹیٹ انفارمیشن کمیشن

(Constituted under The Right to Information Act, 2009)

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www.jksic.nic.in

File No: SIC/K/Comp/13/2013

Decision No: SIC/K/Comp/13/2013/**32**

Title: Shri Umar Javid v/s CMO Srinagar.
s/o Nazir Ahmad Najar, (Respondent)
r/o Mirjanpora, Srinagar
(Complainant)

Present: 1. Dr. Dildar Ahmad, CMO Srinagar.
2. Shri Umar Javid, Complainant.

Srinagar
10.04.2013

The Commission received a complaint on 26.02.2013 from Shri Umar Javid s/o Nazir Ahmad Najar r/o Mirjanpora, Srinagar under section 15 of the J&K RTI Act, 2009 against PIO/Chief Medical Officer, Srinagar on the grounds that his RTI application has not been responded to upto the date of filing of the complaint. The information sought vide RTI application dated 15.01.2013 is as under: -

1. "Provide me the Photostat copy of detailed report of spot verification conducted by the CMO Srinagar regarding the existence of "Welkin Medical Centre" at Nowpora, Khayam Chowk Srinagar on 23.08.2012 and the copy of report thereafter submitted to Director Health Services Kashmir in this regard.
2. Provide me the Photostat copy of displeasure notice, if at all issued to management of Khyber Medical Institute, Khayam Chowkh Srinagar by the CMO Srinagar in accordance with the Govt. order No. HD/Coord/102/2012 dated 22.10.2012 and Director Health Services Kashmir's letter No. DHSK/Legal-Regn/694 dated 14.11.2012.
3. Provide me the names and locations of private owned hospitals/nursing homes, those who are registered under super-specialty and multi-super specialty category hospitals/institute, under CMO Srinagar's jurisdiction".

In response to the notice of the Commission seeking reply on the complaint, CMO Srinagar submitted that information has already been provided by post on 26.02.2013 and evidence in this regard was produced before the Commission.

During hearing in the Commission, complainant admitted to have received the information but submitted that under query 3 of the RTI application, he has sought details of registration under super-specialty and multi-super specialty category hospitals/institute under CMO Srinagar's jurisdiction which have not been provided to him.

PIO/CMO Srinagar submitted that this information is available with him and that he will provide the same to the information seeker.

With regard to delay in disposing of the RTI application, PIO/CMO Srinagar submitted in his statement that "information was immediately complied but could not send to the information seeker within the prescribed period of 30 days because of disturbed conditions. The information was eventually sent on 26.02.2013".

Heard the parties and perused records.

The explanation of CMO with regard to minor delay given by him is accepted. Copies of registration as asked for under query 3 of the RTI application be provided by the CMO Srinagar to the information seeker within one week from pronouncement of this order.. A compliance report in this regard be submitted to the Commission.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the: -

1. Chief Medical Officer, Srinagar.
2. Shri Umar Javid s/o Nazir Ahmad Najar r/o Mirjanpora, Srinagar.

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