



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/27/2013
Decision No: SIC-K/Comp/27/2013/**57**

Title: Shri Nasir Hussain Bhat, v/s PIO, Office of Chief Engineer,
S/o Abdul Rahim Bhat, UEED Kashmir.
(Complainant) **(Respondent)**

Present: 1. Sh. R.K. Raina, PIO, Office of Chief Engineer UEED Kashmir.
2. Shri Mohammad Ashraf, APIO.
3. Shri Nasir Hussain Bhat (Complainant).
4. Shri Gh. Mohammad Ganaie (Complainant).

Srinagar
09.07.2013

The Commission received a complaint on 18.06.2013 from Shri Nasir Hussain Bhat & Ors. against PIO/APIO Office of Chief Engineer UEED Kashmir for providing incomplete, incorrect and misleading information.

Records enclosed with the complaint reveal that the complainants filed an RTI application addressed to APIO/PIO UEED Kashmir seeking information on 20 points. This has been received on 18.05.2013 and disposed of by the APIO vide letter dated 13.06.2013 enclosing therewith information comprising of 13 leaves.

Shri R.K. Raina, Technical Officer to Chief Engineer UEED Kashmir appeared and submitted that he has been nominated as PIO recently. APIO (PA to CE UEED) submitted that PIO was on leave and therefore whatever information was available was sent by him to the information seekers within the period prescribed under the Act.

While the Commission accepts the argument of the APIO in sending the information to the information seekers within time, yet as per Section 7 of the J&K RTI Act, 2009, it is the duty of the PIO to dispose of the RTI application. Therefore the Commission do not take cognizance of the order passed by the APIO.

In view of the above, PIO is directed to go through the information provided by the APIO and dispose of the RTI application by passing a speaking order within two weeks from issue of this order.

The complaint is disposed of with above direction.

sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the: -

1. Technical Officer to Chief Engineer UEED Kashmir.
2. Shri Shri Nasir Hussain Bhat s/o Abdul Rahim Bhat r/o Gowkadal, Srinagar.

(Mohammad Sayed Shah)
Registrar,
J&K State Information Commission