



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/34/2013
Decision No: SIC-K/Comp/34/2013/69

Title: Sh. Showkat Ahmad Eitoo v/s CEO Anantnag.
s/o Sh. Gh. Mohd. Eitoo, (Respondent)
(Complainant)

Present: 1. Shri Gh. Rasool Shah, CEO Anantnag.
2. Shri Shokwat Ahmad Eitoo, Complainant.

Srinagar
13.08.2013

The Commission received a complaint from Shri Showkat Ahmad Eitoo s/o Gh. Mohammad Eitoo r/o Guree Bijbehara on 16.07.2013 on the ground of non-issuance of information under RTI Act by CEO Anantnag.

RTI application enclosed with the complaint reveal that information seeker sought following information from PIO/CEO Anantnag: -

“Photocopies of intimation sought from the University of Kashmir under your office No. CEO/A/Legal/3636990 dated 05.01.2013”.

During hearing in the Commission CEO Anantnag produced evidence of disposal of the RTI application vide letter No. CEO/A/Legal/6011-12/13 dated 17.05.2013 enclosing information comprising of one leaf. This information is shown to have been received by the information seeker on the same date. However, complainant submitted that he did not receive this information. Upon

further query CEO submitted that father of the complainant is working as ZEO under his office and the information might have been received by him on behalf of his son.

During hearing complainant submitted that his intention of filing RTI application was to get information regarding response of University of Kashmir sought by the CEO Anantnag vide letter dated 05.01.2013. Under this communication, CEO has enclosed photocopies of degree certificates viz M.Sc(Zoology) and B.Ed of Mr. Aijaz Ahmad Ganie s/o Abdul Rashid Ganie r/o Guree Bijbehara requesting University of Kashmir to intimate whether degrees obtained by aforesaid person in regular mode are applicable or the same have been obtained simultaneously. CEO Anantnag submitted that they have not received any formal reply from the University of Kashmir to their letter dated 05.01.2013 as yet and that the concerned candidate on his own level has obtained certificates from the concerned university.

Although the information sought in the RTI application is only limited in providing only photocopy of letter of CEO addressed to Kashmir dated 05.01.2013, yet keeping in view the spirit of RTI Act and in view of the fact that information is available with the CEO, CEO is directed to provide copy of certificates stated above to the information seeker alongwith copy of letter dated 17.05.2013 and its enclosure.

While the RTI application as per record has been disposed within prescribed period, yet CEO is directed to enquire as to who has taken this information from his office as the information seeker has denied to have received the same. CEO is also advised, in future information under RTI Act should invariably either be sent through post at the given address or provided to information seeker only against proof of identity.

The complaint is accordingly disposed of.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the: -

1. Chief Education Officer Anantnag.
2. Sh. Showkat Ahmad Eitoo s/o Sh. Gh. Mohd. Eitoo r/o Guree, Bijbehara Anantnag.

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