



State Information Commission

(Constituted under Right to Information Act 2009)

Old Assembly Complex, Srinagar, Fax No. 0194-2484269, 2484262

Wazarat Road Near DC Office, Jammu, Fax No. 0191-2520947, 2520937

www.jksic.nic.in

File No: SIC/J/A/308/2013
Decision SIC/J/A/308/2013/17

Sh. Jagdish Raj Sharma	Appellant	Present
Sh. Ravinder Sharma Tehsildar Settlement, Jammu.	PIO	Present

Jammu
22-01-2014

Briefly the facts in this appeal are that Sh. Jagdish Raj Sharma S/o Pt. Bhagat Ram A/p 43-Dhakki Sarajan, Jammu moved an application dated Nil before the PIO /Tehsildar Settlement, Jammu under J&K Right to Information Act, 2009 whereunder he sought the following information:-

1. Whether the Tehsildar (S) Jammu under Agrarian Reforms, S.9 collected Levey from tenants (1) Chain Singh, (2) Saji, (3) Bahadur sons of Milkhi Ram (4) Sansar S/o Sawan (5) Mukhtar, (6) Darshan sons of Jagir Singh, (7) Kehar Singh, (8) Vijay Singh sons of Kashmir Singh, (9) Sawan Singh (10) Krishan Singh S/o Baldev Singh (11) Romesh Singh (12) Hari Singh (13) Harinder Singh sons of Dhunda, (14) Bhagwan S/o Waryam, (15) Parsino Devi widow (16) Sham Lal son, (17) Pritam Lal son, (18) Som Dutt son of Ram Sarn (19) Darshan S/o Sardu (20) Sham Lal (21) Babu Ram sons of Bua Ditta

all residents of Raipur Satwari, Tehsil Jammu from 1971 K to 2013 R and paid to the applicant ex-owner, if not why when he is implementing the Agrarian Reforms Act, 1976.

2. Whether the Tehsildar (S) Jammu has decided the remand case of Mutation No. 474 under Section 7 of Agrarian Reforms Act, by the order of J&K Special Tribunal Jammu dated 28-05-2001 and 9-01-09 of F.C order what is its out come.
3. Whether Remand case Hardit Singh V/s State, Jagdish Raj (applicant) has been determined, why the copy if any order passed not supplied to applicant up till now despite application for copy Annexure-P-I dated 05-03-2012.

Feeling aggrieved of inaction on the part of the PIO/Tehsildar (S), Jammu with regard to non providing of information, the information seeker filed Ist appeal dated 30-10-2013 before the FAA i.e Asstt. Commissioner Revenue, Jammu which was disposed of vide order No:ACR/FAA/RTI/2013-14/36-37 dated 13-11-2013 with the direction to PIO/Tehsildar Settlement, Jammu to provide the information to the information seeker within two weeks on prescribed Format. In his second appeal dated 3-12-2013 filed before the Commission, the appellant has alleged that Tehsildar (S) has not provided the requisite information as directed by the FAA. After receiving the second appeal, the matter was listed for hearing before the Commission on 22-01-2014 at Jammu office of the Commission .

During the course of proceedings, the PIO/Tehsildar Settlement, Jammu apprised the Commission that some of the information which was available with them has been provided to the information seeker. However, so far rest of the information is concerned, files are missing and have to be traced out from the old record. As such the facts speak that there is no malafide intention on the part of the PIO to deny the information to the

information seeker. The PIO further assured the Commission that he will make sincere efforts to trace the requisite files from the old record and furnish the information as sought by the information seeker by 31st of January, 2014.

Keeping in view the aforesaid facts and observations, PIO/Tehsildar Settlement, Jammu is hereby directed to furnish the requisite information to the information seeker free of cost by 31st of January, 2014 under an intimation to the Commission.

The appeal is accordingly disposed of.

Notice of this decision be given free of cost to the parties.

Sd/-
Dr. S.K. Sharma
State Information Commissioner

Copy to:-

4. First Appellate Authority / Asstt. Commissioner Revenue, Jammu.
5. The Public Information Officer/ Tehsildar Settlement, Jammu.
6. Sh. Jagdish Raj Sharma S/o Pt. Bhagat Ram A/p 43-Dhakki Sarajan, Jammu

(Khalid A. Shah)
Dy. Registrar
State Information Commission