



Jammu and Kashmir State Information Commission

(Constituted under Right to Information Act 2009)

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File No: SIC/J/A/336/2013

Decision No: SIC/J/A/336/2013/36

Sh. Haq Nawaz Nehru	Appellant	Absent
Sh. Sanjay Badhan Technical Officer, on behalf of PIO, PHE Division, Doda.	APIO	Present

**Jammu
10-02-2014**

Briefly the facts in this appeal are that Sh. Haq Nawaz Nehru, Chairman cum President, The Chenab Valley RTI Movement Erstwhile District, Doda C/o Yousuf Paddar Building, Dossa Road, Doda-182202 (J&K) moved an application dated 03.09.2013 under J&K RTI Act, 2009 before the Executive Engineer, PHE Division, Doda whereunder he sought certain information relating to work taken up departmentally on Twin Line Dossa Nullah to Doda Town new water supply scheme.

The PIO / Executive Engineer, PHE Division, Doda did not provide the information to the information seeker within the statutory period. Thus feeling aggrieved, the appellant preferred 1st appeal dated 04-10-2013 before the Superintending Engineer, Hydraulic Circle, Doda who directed the PIO to provide the requisite information to the information seeker. Feeling aggrieved of

inaction on the part of the PIO, the Information seeker preferred 2nd appeal dated 24-12-2013 before the Commission in which he has alleged that till date no information pertaining to the works taken up departmentally on Twin Line Dessa Nullah to Doda new water supply scheme circle, Doda has been provided to him. The PIO/Executive Engineer, PHE Division, Doda vide office letter no. PHED/D/7920-22 dated 31-01-2014 informed the Commission that the requisite information as desired by the applicant in his RTI application stands provided vide office letter no. PHED/D/RTI/2013-14/7817-20 dated 28-01-2014 under proper receipt of the applicant. The photocopy of the information containing 11 leaves and the acknowledgement receipt has been brought on record for reference.

Sh. Sanjay Badhan/APIO appeared on behalf of Executive Engineer / PIO, PHE Division, Doda and requested that the PIO is busy in some official assignment in Doda and as such he was required to remain present on the station and requested for exemption from personal appearance which was considered by the Commission and allowed. The APIO was asked to explain the delay in furnishing the information to the information seeker, he apprised the Commission that the delay is purely circumstantial in nature as the information sought by the information seeker was voluminous in nature and had to be prepared / generated manually from the office record. He further submitted that there is acute shortage of office staff and hence there was no intention to deny the information to the information seeker and prayed that they have acted reasonably and diligently in the matter.

The perusal of the aforesaid facts and observations lead to the conclusion that there is no intentional delay on the part of the PIO in providing the information to the information seeker. As the information stands already furnished to the information seeker, no direction in the matter is required.

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 the:-

1. Public Information Officer, Public Health Engineering, Division Kishtwar.
2. Assistant Public Information Officer/Sh. Sanjay Badhan, Technical Officer, PHE, Division Kishtwar.
3. Sh. Haq Nawaz Nehru, Chairman cum President, The Chenab Valley RTI Movement Erstwhile District, Doda C/o Yousuf Paddar Building, Dessa Road, Doda-182202 (J&K)

(Khalid. A. Shah)

Dy. Registrar

State Information Commission