



Jammu and Kashmir 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/C/61/2013
Decision SIC/J/C/61/2013/73

Sh. Ashish Sharma Advocate	Complainant	Present
Sh. Manzoor Ahmed Lone Executive Officer, Municipal Council, Poonch.	PIO	Present

Jammu
04.03.2014

Briefly the facts in this complaint are that Sh. Ashish Sharma, Advocate R/o Mohalla Purani Poonch W.No. 16, H.No. 143, Distt. Poonch A/p- C/8 Medical Enclave opposite K.C. Theatre, Bakshi Nagar, Jammu moved an application dated 10-04-2013 under J&K RTI Act, 2009 before the PIO, Municipal Council, Poonch whereunder he sought certain information relating to allotment of funds and its utilization and details of works done by the contractors and names of the contractors etc. in Municipal Council, Poonch from the year 2005 to till date.

The PIO, Municipal Council, Poonch on 23-04-2013 wrote a letter to the applicant thereby intimating the applicant to deposit an amount of Rs. 25,000/- (twenty five thousand rupees only) for providing photostat copies of the record sought by the applicant and also sought an extra period of 15 days to provide the record on the ground that the information sought by the applicant is voluminous and too large. That on 09-05-2013, the applicant deposited Rs. 25,000/- (twenty

five thousand rupees only) and also agreed to grant extra period of 15 days sought by the respondent in providing the information to the applicant.

In his complaint dated 31-08-2013 before the Commission, the applicant has alleged inter-alia that no information was provided to him even after the expiry of extra period and thus feeling aggrieved of inaction on the part of respondent no. 2, the applicant also filed 1st appeal on 03-06-2013 before the Deputy Commissioner, Poonch which has not been adjudicated and disposed of till the filing of this complaint. However, the applicant admitted that he received certain documents in the first week of July, 2013 from the office of the respondent no. 2 i.e. Executive Officer, Municipal Council, Poonch alongwith covering letter no. MC/P/2013/277-79. The applicant also alleged in his complaint that the documents provided to him are incomplete and most of the said documents are irrelevant, unnecessary and do not fulfill the purpose of genuine information sought by him.

After receiving the complaint of the complainant, matter was listed for hearing on 15-10-2013, 31-10-2013 & 04-03-2014. During the course of proceedings held today i.e. 04-03-2014, the complainant informed the Commission through his application dated 04-03-2014 that the requisite information sought by him in his RTI application has been provided by the respondent no. 2 and he wants to withdraw his complaint. The complainant also apprised the Commission that entire amount which he deposited as cost of information has also been refunded to him by respondent no. 2 and as such requested the Commission for withdrawal of the complaint. The PIO also apprised the Commission that whatever information was available in office record has been furnished to the complainant.

Keeping in view the aforesaid facts and observations and request of the complainant, the Commission in its discretion allows the prayer of the complainant to withdraw the complaint. The information stands already furnished to the information seeker and as such no direction in the matter is required.

The complaint is accordingly allowed to be withdrawn.

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

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

Copy to the:

1. 1st Appellate Authority / Deputy Commissioner, Poonch.
2. Public Information Officer /Sh. Manzoor Ahmed Lone, Executive Officer, Municipal Council, Poonch.
3. Sh. Ashish Sharma, Advocate R/o Mohalla Purani Poonch W.No. 16, H.No. 143, Distt. Poonch A/p- C/8 Medical Enclave opposite K.C. Theatre, Bakshi Nagar, Jammu.

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