



**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  
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**File No:** SIC/J/A/17/2014  
**Decision No:** SIC/J/A/17/2014/79

Sh. Shahid Ashraf Khan Advocate	Appellant	Present
Sh. Gulshan Kumar Sharma Block Development Officer, Budhal.	PIO	Present

**Jammu**  
**10-03-2014**

Briefly the facts in this appeal are that Sh. Shahid Ashraf Khan, Advocate, District Court, Rajouri moved an application dated 03-10-2013 before the PIO O/o Assistant Commissioner Development, Rajouri under J&K RTI Act, 2009 whereunder he sought the following information for Panchayat Halqa Kandi Upper, Kandi Lower and Khadyoon, Block Kotranka:-

- 1. Furnish the copy of plan for Panchayat Halqa mentioned above for the year 2011-12, 2012-13 & 2013-14 under 60% Panchayat share and 40% Distt. & Block share and also furnish the detail of work executed in Panchayat Halqas mentioned above alongwith the list of beneficiaries and detail of payment made to them.*
- 2. Furnish the detail of loan sanctioned under SGSY scheme alongwith the list of beneficiaries and detail of payment sanctioned in their favour for the year 2011-12, 2012-13 & 2013-14.*
- 3. Furnish the detail of IAY cases sanctioned for the year 2011-12, 2012-13 & 2013-14 alongwith the detail of payment made in favour of beneficiaries.*
- 4. Furnish the detail of work executed under IHHL schemes alongwith the list of beneficiaries and detail of payment made to them for the year 2011-13.*
- 5. Furnish the detail of work executed under MLA/MPLAD/MLC & CD Panchayat for the year 2011-12, 2012-13 & 2013-14 alongwith list of beneficiaries and detail of payment made to them.*

6. *Furnish the detail of work executed under BADP scheme, furnish the detail of payment made to beneficiaries.*
7. *Furnish the detail of work executed under live stock related scheme for the year 2012-13 alongwith list of beneficiaries and also furnish the detail of fresh work taken up for the year 2013-14..*
8. *Furnish the Photostat copy of Gram Sabha Resolution of plan prepared by Gram Sevak in presence of Panchayat Members and other public duly signed by Panchayat Members and Sarpanch of Panchayat mentioned above for the year 2013-14 under 60% panchayat share.*
9. *Furnish the detail of work executed under TSP (Tribal Sub Plan) Article 275 (I) alongwith list of beneficiaries with a detail of amount sanctioned in favour of them.*

The ACD, Rajouri vide office letter no. ACD/R/RTI/2013-14/3861-63 dated 05-10-2013 forwarded the application to BDO, Budhal with a direction to provide the requisite information directly to the applicant within stipulated period of time. Feeling aggrieved of inaction on the part of the PIO/BDO, Budhal, the information seeker filed 1<sup>st</sup> appeal dated 16-12-2013 before the FAA/Director, Rural Development Department, Jammu. The FAA disposed of the appeal vide Order No. DRDJ/RTI-389/2014/200606 dated 18-01-2014 with the direction to the PIO/BDO, Budhal to provide the requisite information to the appellant free of cost within 10 days. The PIO/BDO, Budhal was also warned to remain careful in future while dealing the cases pertaining to J&K RTI Act, 2009. After availing the facility of 1<sup>st</sup> appeal, the information seeker filed 2<sup>nd</sup> appeal dated 10-02-2014 before the Commission. The matter was listed for hearing on 10-03-2014 at Jammu office of the Commission and both the parties were present.

During the course of proceedings held today, the PIO/BDO, Budhal apprised the Commission that the information sought by the information seeker is voluminous in nature and has to be created afresh from the office record and it requires an exercise which will disproportionately divert the resources of the public authority and requested the Commission to grant sometime so that the information could be prepared/created from office record in order to furnish the same to the information seeker.

Keeping in view the aforesaid facts and observations, the PIO/BDO, Budhal is hereby directed to furnish the requisite information as available in office record to the information seeker within two weeks from the date of receipt of this order

under an intimation to the Commission. The PIO/BDO, Budhal is further directed to furnish the requisite information free of cost and same may be dispatched to the appellant under a registered cover at the address given in the RTI application.

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:

13. Public Information Officer / Sh. Gulshan Kumar Sharma, Block  
Development Officer, Budhal.

14. Sh. Shahid Ashraf Khan, Advocate, District Court, Rajouri.

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