



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/22/2014

Decision No: SIC/J/A/22/2014/80

Sh. Naseeb Singh	Appellant	Present
Sh. Nazir Ahmad Shah, Assistant Director/PIO, CA&PD, Reasi.	PIO	Present
Shri Mohd Wasim, TSO, CA&PD, Chassana Mahore, Reasi.	APIO	Present

Jammu

10-03-2014

Briefly the facts in this appeal are that Sh. Naseeb Singh S/o Shri Baldev Singh R/o Channa (Sungri), Tehsil Mahore, District Reasi moved an application dated 16-07-2013 before P.I.O /Assistant Director, CA&PD, Reasi under Jammu and Kashmir Right to Information Act, 2009 whereunder he sought the following information:-

1. Provide the list of families of APL, BPL, AYY with food store Chassana and Sungri in Tehsil Mahore from April 2008 to June 2013.
2. How many ration dealers are with food store Chassana and Sungri with name of Dealer and area.
3. And also provide the sanction rate of carriage of area and ration dealer of food store Chassana and Sungri.
4. And also provide the monthly remittance of ration dealers with name of ration dealer and name of area with quantity of ration Wheat, Rice, Sugar, Atta, APL, BPL and AYY.

5. And also provide the list of monthly quota of Ration dealer with name of dealer and area APL, BPL, AYY.
6. Monthly amount of carriage/commission/loading and unloading one place to another place, dealer wise of food store Chassana and Sungri in Tehsil Mahore District, Reasi.

The PIO has provided the information to the information seeker consisting of about 800 leaves free of cost in the month of December, 2013. Perusal of record shows that information seeker preferred first appeal dated 11-10-2013 before the Director, Food & Supplies (CA&PD) Jammu which was disposed of vide order No.169/G/RTI/Appeal-36/4895-97 dated 28-10-2013 with directions to the TSO, Chassana to provide the desired information strictly on sub points(i) to (vi) of point 3 of the application dated 16-07-2013 to the PIO(Assistant Director, CA&PD, Reasi) within a week's time positively so that same may be forwarded to the applicant under intimation to the First Appellate Authority (Director, CA&PD, Jammu). After availing first appeal the appellant also filed second appeal dated 10-01-2014 before the Commission praying therein that FAA and PIO be directed to provide information strictly as sought in the RTI application.

After receiving second appeal the matter was listed for hearing on 10-03-2014 at Jammu office of the Commission. During the course of proceedings PIO/Assistant Director, CA&PD, Reasi apprised the Commission that about 800 leaves has already been provided to the information seeker. The PIO also submitted that the information sought by the information seeker is voluminous in nature and needs to be created from office record. The appellant alleged that the information provided to him by the PIO is incomplete and incorrect and not as per his RTI application. During the course of proceedings it was also brought to the notice of the Commission that information seeker has deposited a fee prescribed under Jammu and Kashmir Right to Information Act, 2009 in the form of Treasury Receipt which is not valid mode for depositing fee. Prescribed fee has to be deposited by way of cash against proper receipt or demand draft or banker's cheque or Indian Postal order payable to the Accounts Officer of the public authority. The information seeker is hereby advised to remain careful in future while filing RTI application and deposit the requisite fee only through proper mode as prescribed in the J&K RTI Rules 2012. The PIO would have rejected this

application at the very outset on the ground of deficiency in the mode of payment of fee.

Keeping in view the aforesaid facts and observations, the PIO is hereby directed to furnish the requisite information to the information seeker free of cost within three weeks time from the date of receipt of this order under an intimation to the Commission. PIO is further directed to allow the information seeker an opportunity to inspect the record in his office on a working day and provide Photostat copies of relevant documents if any, required by the information seeker free of cost. Parties are at liberty to settle the date and time mutually for inspection of record which may be convenient to them.

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. Shri Naseeb Singh S/o Shri Baldev Singh R/o Channa (Sungri), Tehsil Mahore District, Reasi.
2. Sh.Nazir Ahmad Shah, Assistant Director/PIO, CA&PD, Reasi.
3. Shri Mohd Wasim, TSO (APIO) CA&PD, Chassana Mahore, Reasi.

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