



**Jammu and Kashmir State Information Commission**  
(Constituted under Right to Information Act 2009)  
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File No: SIC/J/A/46/2013  
Decision No. SIC/J/A/46/2013/100

Sh. Kovid Khosla Advocate	Appellant	Present
Sh. N.N. Raina Executive Engineer, P.H.E. City Division No II, Jammu.	PIO	Present

**Jammu**  
**25.04.2013**

Briefly the facts in this appeal are that Sh. Kovid Khosla, Advocate, J&K High Court, Jammu R/o Opposite Eicher Showroom, Main Road Sidhra, Jammu moved an application dated 07-11-2012 under J&K RTI Act, 2009 before the PIO O/o Chief Engineer, PHE Department, Jammu seeking the following information:-

- A. *Total amount sanctioned to the Ex Engineer (PHE division city-2) A.E.E Stores (PHE division city-2 Jammu) or other concerned officials of division city 2 Jammu in year 2010, 2011, 2012 for making purchases of different items under different heads*
- B. *Names and designations of officials of (PHE division city-2 Jammu) to whom such amounts have been sanctioned for making such purchases with description of amounts sanctioned.*
- C. *Details of the items purchased by above said officials in year 2010, 2011, 2012 alongwith their actual cost of purchase brand and name of company/firm/individual from whom such items have been purchased.*
- D. *Whether tenders for such purchases were done if yes, name of the company/firm/individual who made bids and in whose favour tenders were passed with date of tenders.*

- E. Details of bids made in such tenders alongwith the details of the approved bids for last three years.*
- F. Details of items utilized/distributed/installed alongwith the dates and areas of their installation/distribution/utilization.*
- G. Present status of store of (PHE division city-2 Jammu) with full details of quantity and brand of remaining items at present alongwith the name and designation of incharge of aforesaid stores.*
- H. List of removed or damaged items lying in the aforesaid stores at present.*
- I. Name of the development works done by PHE department under M.L.A (C.D.F) in Gandhi Nagar constituency in year 2010, 2011, 2012 till date with full details of works done/estimated costs of such works/amounts received for carrying out such works/order and date/physical status with details of the executing agency or contractor and name of the block in which such work was done.*
- J. Whether tenders for such works were done if yes then details of the tender quotations with details of approved bids and name of the contractors or agency who carried out the work and time within which such works were executed.*
- K. Yearly losses in rupees in the said division for non recovery of water supply dues.*
- L. Total amount in rupees yet to be recovered as rent in entire PHE division city-2 Jammu from consumers for consumption of water supplied by department and steps taken by department for such recovery.*
- M. Full details of the entire staff of PHE division city-2 Jammu with details of their residence/addresses/designation/posts held/period of stay at such division/ dates of joining/divisions.*

The PIO furnished the information to the information seeker vide office letter NO: PHEC/II/4121-23 dated 01-12-2012. However, aggrieved of the response received from the PIO, the information seeker preferred appeal dated 12-12-2012 before the First Appellate Authority alleging therein that the PIO had provided him incomplete and misleading information. The FAA heard the appellant and the PIO and disposed of the appeal vide order NO: SEMU/TS-480/5962-65 dated 31-12-2012. The FAA observed in its order that the appellant was not clear on some of the information which he had sought under the Act. So, a joint go through on questions raised by appellant was made and it was decided to provide the information actually required by the appellant by the PIO within 10 days from passing of this order. The PIO was directed to furnish the complete information to the appellant within 10 days from the date of receipt of this order under an intimation to the FAA. The PIO in compliance to the aforesaid order furnished the

requisite information to the information seeker vide office letter NO: PHEC/II/4977-79 dated 10-01-2013 containing 29 leaves as enclosures. However, the information seeker was not satisfied with the information provided to him and preferred second appeal before the Commission alleging therein that on certain aspects the information is incomplete and lacks clarity on issues raised by him in his RTI application. The appeal was listed for hearing before the Commission on 25-04-2013. Both the appellant and PIO were present. During the course of proceedings held today the appellant raised queries relating to points A and G of his RTI application and submitted before the Commission that the information provided to him is incomplete in nature and requested for revised information. The PIO agreed to provide the revised information and assured the Commission that he will abide by any direction issued in this regard.

Keeping in view the aforesaid facts, it is apparent that most of the information sought by the information seeker stands furnished except the queries pertaining to point 'A' and 'G' of the RTI application on which revised information has been requested by the information seeker. The PIO is thus directed to furnish the revised information to the information seeker relating to queries 'A' & 'G' of the RTI application within a week's time from the date of pronouncement of this order. The PIO is further directed to file a compliance report 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 the:-

1. The First Appellate Authority/Superintending Engineer, PHE Mechanical/Urban Circle Jammu.
2. The Public Information Officer/ Executive Engineer, P.H.E. City Division No II, Jammu.
3. Sh. Kovid Khosla, Advocate, J&K High Court, Jammu R/o Opposite Eicher Showroom, Main Road Sidhra, Jammu.
4. Guard File.