



Jammu and Kashmir State Information Commission
(Constituted under Right to Information Act 2009)
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File No: SIC/J/A/48/ 2013
Decision No: SIC/J/A/48/ 2013/102

Mohd. Ayub Ayan	Appellant	Absent
Dr. Ravi Shanker Sharma Addl. Deputy Commissioner, Jammu	PIO	Present
Sh. Sher Singh, Assistant Commissioner Revenue, O/o Deputy Commissioner, Jammu.	PIO	Present

Jammu
23-04-2013

Briefly the facts in this appeal are that Sh. Mohd. Ayub Ayan State Secretary, J&K People Democratic Front Camp office, Mahore moved an application dated 21-11-2012 under J&K RTI Act, 2009 before the PIO O/o Deputy Commissioner, Revenue Department, Jammu seeking certain information.

The PIO disposed of the RTI application vide office letter No: DCJ/PIO/RTI/2012-13/3369 dated 26-11-2012. Feeling aggrieved of the order passed by the PIO, the appellant filed appeal before the First Appellate Authority/ Dy. Commissioner Jammu. The appeal was heard by Addl. Deputy Commissioner Jammu, Sh. R.S Sharma. The appellant and the PIO/ Asstt. Commissioner Revenue, Jammu were present in the office of Addl. Deputy Commissioner (S) Jammu on 23-01-2013. After hearing the appellant and the PIO, the FAA passed

an order vide No:DCJ/PIO/RTI/2012-13/3883-84 dated 29-01-2013, disposing of the Ist appeal with the remarks that the information sought by the information seeker is not maintained by the Revenue Authorities.

During the course of proceedings, Sh. R.S Sharma Addl. Deputy Commissioner Jammu/PIO submitted before the Commission that information sought by the information seeker is of such nature which is not maintained by his office and is not part of the record available in his office. The appellant was also heard telephonically. The perusal of the aforesaid facts leads to the conclusion that the information seeker has sought such information which is not part of the office record and is not maintained by the revenue authorities. The Commission would restrain itself to exceed its jurisdiction by directing a public authority to create information for the information seeker. Thus no further direction in the matter is required.

The appeal is accordingly dismissed.

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

Sd/-

Dr. S.K. Sharma

State Information Commissioner

Copy to:

1. First Appellate Authority / Deputy Commissioner Jammu.
2. Public Information Officer / Addl. Deputy Commissioner Jammu.
3. Public Information Officer/Assistant Commissioner Revenue O/o Deputy Commissioner Jammu.
4. Sh. Mohd. Ayub Ayan S/o. Ahad R/o. Mahore, District Reasi.
5. Guard file.

(M.S Shah)

Registrar,

J&K State Information Commission