



State information Commission

(Constituted under Right to Information Act 2009)

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www.jksic.nic.in

File No: SIC/J/A/115/2013

Decision No: SIC/J/A/115/2013/175

Sh. Sanju Mahajan	Appellant	Present
Sh. Sanjay K. Bhat ETO O/o Excise Commissioner, J&K Govt. Jammu.	PIO	Present

**Jammu
02-07-2013**

Briefly the facts in this appeal are that Sh. Sanju Mahajan R/o 19-A, Extension, New Plot, Jammu moved an application dated 15-01-2013 under J&K RTI Act, 2009 before the PIO O/o Excise Commissioner, J&K Govt. Jammu seeking the following information:-

- A. Attested photocopies of M/s High Spirit Wine shop, Rehari Colony Jammu.
1. Licence copy/Blue print/Rent Deed or Possession Deed/Approved Salesman.
- B. 1. When the licence was granted.
2. Name of the licensee at the time of issue/grant of license.
3. Whether the licensee is same as on today yes/no.
4. If. Name of the present licensee.

5. The licensee has been changed on what grounds.
6. Whether formalities like new rent deed/possession deed have been completed in favour of present licensee.
7. If valid documentary proof like rent and blue prints are not required at the time of renewal of license.
8. If the license and licensee premises exists as per documentary proof.

The PIO furnished point wise information to the information seeker vide office letter No:EC/Exc/RTI/II/2486 dated 16-02-2013. But feeling aggrieved of the order of the PIO, the information seeker preferred appeal before the Excise Commissioner, J&K Govt. Jammu which was disposed of vide order No:08 dated 09-04-2013. The FAA inter-alia observed in the aforesaid order that the process and procedure for transfer of licence was explained to Sh. Sanju Mahajan who attended her office on 08-03-2013 at 1.30 p.m with reference to the existing rules and laws. In response the applicant requested for certain documents which were provided to him.

However, the applicant feeling aggrieved of the order of the FAA filed second appeal dated 15-05-2013 before the Commission alleging therein that information regarding Blue print, Site plan, Rent Deed or Possession Deed of present of M/s High spirit Wine Shop Rehari Colony, Jammu has not been provided to him.

Perusal of the documents on record shows that information as requested by the information seeker stands already furnished to him by the PIO vide his No: EC/Exc/RTI/2486 dated 16-02-2013 and subsequently also information was provided to the information seeker on the directions of the FAA. During the course of proceedings held today the information seeker requested that he may be allowed to inspect the record relating to M/s High Spirit Wine Shop Rehari Colony, Jammu as the information provided to him was incomplete and incorrect.

Keeping in view his request, PIO is hereby directed to allow the information seeker a facility to inspect the record in his office during office hours on any working day mutually convenient to both the parties and in case the information seeker requires photocopies of relevant documents that may be provided to him free of cost. The PIO is further directed to file compliance of this order.

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 :

1. The First Appellate Authority / Excise Commissioner, J&K Government, Jammu.
2. The Public Information Officer/ ETO O/o Excise Commissioner, J&K Jammu.
3. Sh. Sanju Mahajan R/o 19-A, Extension, New Plot, Jammu

(Khalid A. Shah)
Dy. Registrar
J&K State Information Commission