



**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  
www.jksic.nic.in

\*\*\*\*\*

**File No:** SIC/J/A/230/ 2012

**Decision No:** SIC/J/A/230/ 2012/206

Sh. Sham Lal	Complainant	Present
Sh. Sher Singh, Assistant Commissioner ®, Jammu.	APIO	Present

**Jammu  
23-07-2013**

The Commission vide its decision No: SIC/J/A/230/2012/387 dated 08-01-2013 has observed inter-alia that FAA vide his order dated 05-01-2012 directed the PIO to provide information to the information seeker within 15 days. The PIO should also adhere to the time limit and pass fresh order in accordance with the directions of the Ist Appellate Authority. In compliance to the direction of the Commission, PIO furnished the information to the information seeker vide office NO:DCJ/PIO/RTI/2012-13/3728-30 dated 08-01-2013. However, the information seeker was not satisfied with the information provided to him and filed non-compliance of the aforesaid order of the Commission.

Perusal of RTI application of the information seeker shows that he has sought only opinion from the PIO whether a local allottee can sell allotted land, raise the structure, can sublet the land etc., under order C578. The information sought by the information seeker does not fall within the ambit of information as defined under section 2(d) of the RTI Act, 2009 as it does not exist in recorded form and is not part of the available

office record. As the order C-578 deals in details about the information sought by the information seeker. The PIO is directed to provide him a copy of the said order so that the information seeker can have the requisite information.

The complaint for non-compliance 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:-

3. The First Appellate Authority/Dy. Commissioner, Jammu.
4. The Asstt.Public information Officer/ Assistant Commissioner Revenue, Jammu.
5. Sh. Sham Lal S/o Sh. Khem Raj R/o Mohalla Dhathian Village Dharan Khoo, P.O Gharota, Jammu.

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