



Jammu and Kashmir State Information Commission

(Constituted under Right to Information Act 2009)

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www.jksic.nic.in

File No: SIC/J/A/141/ 2013

Decision No: SIC/J/A/141/ 2013/255

Sh. Gian Chand Through Sh. Rohit Gupta Advocate Vice Sh. Rameshwar P. Sharma Advocate J&K High Court Jammu	Appellant	Present
Sh. Sher Singh, Assistant Commissioner Revenue, Jammu.	PIO	Present
Sh. Shesh Paul Tehsildar Territorial, Jammu.		Present

**Jammu
10-09-2013**

Briefly the facts in this appeal are that Sh. Gian Chand S/o Pukhu Ram R/o Khanpur Nagrota, Tehsil and District Jammu moved an application dated 08-10-2012 under J&K RTI Act, 2009 before the PIO, Revenue Department, Jammu seeking certain information regarding entries in the revenue record made in favour of Mahanat Tulsi Gir Chela Tehal Gir in the column of ownership by way of change of title in favour of said Mahant regarding land comprising Survey No. 279 among others situated at Nagrota.

The application of the information seeker was forwarded to Tehsildar, Jammu who vide office No:Teh/J/RTI/11-12/417 dated 22-10-2012 informed the Asstt. Commissioner Revenue Jammu that a detailed report has been called from Naib tehsildar concerned who have reported that the information sought is personal and is not covered under RTI Act, 2009. Thus, the appellant was denied the information by the PIO on a flimsy ground and he approached the FAA i.e Deputy Commissioner, Jammu by filing an appeal dated 11-01-2013 which till date has not been adjudicated and disposed of. Thus appellant feeling aggrieved of inaction on the part of the PIO and the FAA knocked the doors of the Commission by filing second appeal.

Perusal of the record shows that the information sought by the information seeker is not personal in nature. He has asked for certified copies of the mutation as available in the revenue record. The revenue record being a public record is open to access by any person who is interested in seeking the information. The matter was listed for hearing before the Commission on 08-08-2013 in which an interim direction was passed and Tehsildar, Jammu and ACR Jammu were directed to collect and furnish the information sought by the information seeker. Accordingly, Tehsildar, Jammu furnished the information to the information seeker vide office No:TJ/PIO/RTI/13-14/186 dated 21-08-2013 which provides inter-alia that mutation No. 27 of village Khanpur has been got prepared from concerned patwari and as per report of the Patwari there is no order of attesting authority on the said mutation. The aforesaid letter further states mutation No. 30 of the same village has been attested in favour of Telgir Chella and in reference to the mutation No. 27, Parat Sarkar was traced from Tehsil office which has not been found. The copy of the aforesaid letter was also endorsed to the Commission which has been brought on file for reference and record. In view of the aforesaid facts, it is apparent that

information sought by the information seeker stands furnished to him and no further direction in the matter is required.

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/Deputy Commissioner, Jammu.
2. The Public information Officer/ Assistant Commissioner Revenue, Jammu.
3. The Assistant Public Information Officer/Tehsildar Territorial, Jammu.
4. Sh. Gian Chand S/o Pukhu Ram R/o Khanpur Nagrota, Tehsil and District Jammu.

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