



**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

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**File No:** SIC/J/C/46/2013

**Decision No:** SIC/J/C/46/2013/257

Sh. Bachan Singh	Complainant	Present
Smt. Sapna Kotwal Tehsildar Udhampur.	PIO	Present

**Jammu**  
**10-09-2013**

Briefly the facts in this complaint are that Sh. Bachan Singh S/o Ajeet Singh and Kamla Dei W/o Ram Singh Rajput both residents of Village Omala, Tehsil and District Udhampur moved an application dated 18-02-2013 under J&K RTI Act, 2009 before the PIO Additional Deputy Commissioner, Udhampur for seeking the following information:-

1. Total area of the owners who have no share in Shamlat Deh as per record of Jamabandi Bikrmi 2003-04.
2. Total area of the owners who have share in Shamlat Deh as per record of Jamabandi Bikrimi 2003-04.
3. Total area of Khewat Shamlat Deh as per record of Jamabandi Bikrimi 2003-04
4. Share of Shamlat Deh Per Kanal.
5. Total area owned by Bachan Singh and Kamla Dei applicants having share of Shamlat Deh.

The PIO/Addl. Deputy Commissioner, Udhampur vide office letter No:2003-04/Adm dated 21-02-2013 forwarded the application of the information seeker to Tehsildar, Udhampur with a direction to provide the requisite information to the information seeker directly under the J&K RTI Act, 2009 within the stipulated time. The Tehsildar, Udhampur informed the information seeker vide office No:3556/OQ dated 30-03-2013 that the information has got to be prepared from the record of Jamabandi 2003-2004 Samvat Bikrimi as the information is not readily available and is to be generated and involves diversion of existing human resources from their normal routine. The Tehsildar, Udhampur also advised the information seeker that the information regarding S. No. 4 and 5 can be had by way of filing partition suit under chapter Partition of Land Revenue Act and rules made there under. The information seeker was advised to have copies of revenue extracts with respect to query No. 1 and 2 of the RTI application and was directed to submit the treasury receipts of amount deposited under head CR-0029 @Rs.20/- per copy.

Perusal of record shows that the information seeker instead of doing the needful preferred to lodge a complaint before the Commission which is not based on facts. The Tehsildar Udhampur vide office letter No:597/OQ dated 30-08-2013 informed the Commission that the information was again furnished to the information seeker vide office No:349/OQ dated 19-07-2013 through speed post on 23-07-2013 and he was directed to collect the above said information by obtaining copies of Jamabandi 2003-04 Bikrimi Parat Sarkar from District Record Room, Udhampur as the said record is not available in the office of the Tehsildar, Udhampur. In view of the aforesaid facts, the complainant is advised to approach the office of District Record Room, Udhampur for seeking

information as the information sought is not available in the office of Tehsildar, Udhampur.

The complaint is accordingly disposed of.

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

**Sd/-**  
**Dr. S.K. Sharma**  
State Information Commissioner

Anu (SS)

Copy to:-

1. Public Information Officer / Tehsildar Udhampur.
2. Sh. Bachan Singh S/o Ajeet Singh and Smt. Kamla Dei W/o Ram Singh Rajput both residents of Village Omala, Tehsil and District Udhampur.

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