

vide office letter No. DCJ/PIO/RTI/2013-14/61-62 dated 17-04-2013 and requested them to provide information to the information seeker within time frame mandated under the RTI Act, 2009. However, no information was provided to the information seeker within the statutory period. Thus, feeling aggrieved of inaction on the part of the PIO, the information seeker preferred Ist appeal dated 24-05-2013 before the Dy. Commissioner, Jammu alleging therein inaction on the part of the PIO/Addl. Dy. Commissioner, Jammu and SQ Section, Dy. Commissioner's Office, Jammu. Perusal of the record shows that the Ist appeal has not been adjudicated and disposed of by the FAA which amounts to denial of information and violation of precious right of the information seeker. Thus, the information seeker preferred second appeal dated 19-07-2013 before the Commission. The matter was listed for hearing on 07-09-2013 and during the course of proceedings held on that day, PIO/Addl. Dy. Commissioner, Jammu informed the Commission that the concerned file is not traceable from the record and efforts will be made in locating the said file and sought ten days time to do the needful. The appellant Sh. Aseem Sawhney, Advocate provided the photocopies of the sought of information to the PIO to reconstruct the file if possible under rules.

The matter was listed for hearing on 23-09-2013 and during the course of proceedings held today, PIO/Addl. Dy. Commissioner, Jammu informed the Commission that he has reconstructed the information sought by the information seeker on the basis of photocopies of sought of information provided to him on the last date of hearing. The PIO also assured that he will provide certified copies of said documents on payment of requisite fee under rules which is nominal. Sh. Vickul Mahajan who appeared on behalf of Sh. Aseem Sawhney Advocate readily agreed to deposit the requisite fee as prescribed under rules. In view of the aforesaid factual position and observations, it can be concluded that the information

as sought of by the information seeker shall be made available to him on payment of requisite fee 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

Anu (SS)

Copy to:-

1. First Appellate Authority / Dy. Commissioner, Jammu.
2. Public Information Officer / Addl. Dy. Commissioner, Jammu.
3. Sh. Aseem Sawhney, Advocate C/o Palace Road, Opposite CPO Jammu

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