



**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](http://www.jksic.nic.in)

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**File No:** SIC/J/A/182/2013

**Decision No:** SIC/J/A/182/2013/282

Sh. Kailash C. Raina	Appellant	Present
Sh. Kalyan Singh Parihar Addl. Deputy Commissioner, Jammu.	PIO	Present

Jammu  
23-09-2013

Briefly the facts in this appeal are that Sh. Kailash C. Raina R/o H. No. 237, Christian Colony, Residency Road, Jammu moved an application dated nil under J&K Right to Information Act, 2009 before the PIO/Commissioner/Secretary Revenue Department, J&K Govt. Civil Secretariat, Jammu seeking the following information:-

1. Total land ownership right given to the tillers after the commencement of land to the tillers Act in Kashmir Province.
2. Total land ownership rights given to the tillers after the commencement of land to the tillers Act in Jammu Province.
3. How many people of J&K are land less both in Kashmir and Jammu Province.
4. Also inform me that is it a pre-requisite requirement of having land ownership rights prior to 1947 to get the State Subjects processed.
5. Can a person is entitled to get the state subject if his ancestors were born in J&K prior to 1945 and are having there names in the voter rolls of 1953 till date. Also the maintenance of D.O.B and death certificates with service records of ancestors being the employees of J&K State enrolled during the rule of his Highness, the Lt. MAHARAJA BAHADUR HARI SINGH the last KING of J&K what other formalities are required. As different State Subject issuing authorities are issuing the state subject at their whims and fancies.

The PIO/Dy. Secretary to Government, Revenue Department vide office letter No. Rev/RTI/29/2013 dated 20-03-2013 transferred the application of the information seeker under section 6(3) of the J&K RTI Act, 2009 to the PIO office of the Divisional Commissioner, Jammu/Kashmir with a request to provide the requisite information to the applicant directly. The PIO/Asstt. Commissioner (Revenue Attorney) with Divisional Commissioner, Jammu vide office letter No. 601/RA/RTI/734-45 dated 26-03-2013 further transferred the application of the information seeker under section 6(3) of the RTI Act, 2009 to the PIOs office of Deputy Commissioner, Jammu/Samba/Kathua/Udhampur/Rajouri/Poonch/Reasi/Kishtwar/Ramban/Doda to provide the requisite information to the applicant directly within prescribed period. Feeling aggrieved of inaction on the part of the PIO, the information seeker filed Ist appeal before the FAA i.e Deputy Commissioner, Jammu. The PIO/Addl. Deputy Commissioner (S), Jammu informed the Dy. Commissioner/FAA vide office letter No. DCJ/PIO/RTI/2013-14/356 dated 20-06-2013 that the information regarding the details of ownership of land etc. for point 1 to 3 was transferred under section 6(3) to all the Tehsildars of the District. As regards point No. 4 &5, though the information sought was vague, the office has furnished a check list of documents/requirements for issuance of Permanent Resident Certificate which has been issued by the Revenue Department under the J&K PSG Act, 2011. In case the applicant has not received the information from the Tehsildars, he can file separate appeal in the court of Ist Appellate Authority, i.e Assistant Commissioner Revenue, Jammu. Hence the information pertaining to his office has been provided and the appeal may kindly be dismissed.

The information seeker thus, feeling aggrieved of the aforesaid order, filed second appeal before the Commission dated 27-07-2013 in which he alleged that information which has been furnished to him was incomplete and incorrect and not as per his RTI application. The matter was listed for hearing on 23-09-2013 and the PIO/Addl. Dy. Commissioner, Jammu

appeared before the Commission and apprised the Commission that the information pertaining to Tehsil Jammu, R.S Pura and Bishnah has already been furnished to the information seeker. The information seeker also acknowledged the receipt of the same. However, the information pertaining to Tehsil, Akhnoor is still pending. The PIO/Addl. Commissioner, Jammu apprised the Commission that the Tehsildar, Akhnoor has already been requested to furnish the requisite information and it is likely to be received within few days and will be furnished to the information seeker accordingly. In view of the assurance given by the PIO/Addl. Dy. Commissioner, Jammu, it is hereby ordered that the information relating to Tehsil, Akhnoor may be made available to the information seeker within 10 working days from the date of receipt of this order under an intimation to the Commission.

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 :

4. The Ist Appellate Authority/Dy. Commissioner, Jammu.
5. Public Information Officer / Addl. Dy. Commissioner, Jammu.
6. Sh. Kailash C. Raina R/o H. No. 237, Christian Colony, Residency Road, Jammu.

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