



**J&K 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

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**File No:** SIC/J/A/211/2013

**Decision No:** SIC/J/A/211/2013/287

Sh. Mohd. Ayub Choudhary	Appellant	Present
Sh. Rayaz Ahmed Patwari on behalf of PIO, Addl. Dy. Commissioner, Rajouri.	APIO	Present

**Jammu**  
**24-09-2013**

Briefly the facts in this appeal are that Sh. Mohd. Ayub Choudhary, C/o Ex-Master Barkat Hussain S/o Late Mir Mohd. Haji R/o Village Nadian, Tehsil Darhal, District Rajouri moved an application dated 05-06-2013 under J&K RTI Act, 2009 before the PIO O/o Deputy Commissioner, Rajouri for seeking information relating to certain *Kh. Nos. in villages Danore Ghoursian, Danore Jarallan and Rampur, Rajouri etc.*

During the course of proceedings held today, Sh. Rayaz Ahmed Patwari/APIO who represented Sh. M.S Malik, Addl. Dy. Commissioner/PIO before the Commission informed that the information was sent to the information seeker by the office of Tehsildar Rajouri vide office letter No:OQ/341 dated 16-07-2013 containing (09) leaves as enclosures. However, the information seeker denied the receipt of the same. The APIO furnished a fresh set of information comprising of (09) leaves to the information seeker during the course of proceedings. The information seeker also acknowledged

the receipt of the same and submitted before the Commission that the information provided to him is incomplete and requested for inspection of record. In view of the request of the information seeker, the PIO is hereby directed to allow the information seeker a facility to inspect the record in his office and provide photocopies of the relevant documents on payment of cost of information. The parties can mutually settle date and time for inspection of record which may be convenient to both of them. The PIO is also directed to file compliance report to the Commission.

Through the medium of this order, PIO/Addl. Dy. Commissioner, Rajouri is hereby directed to remain personally present in future whenever a matter is listed before the Commission. The job of the PIO being sensitive in nature cannot be delegated to a Junior officer, it has to be discharged by the PIO personally failing which imposition of fine as mandated under section 15 read with Code of Civil Procedure of Samvat, 1977 may be imposed on the defaulting officer. With these observations, PIO is hereby directed to remain careful and comply with the notice issued for appearance before 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 :

1. The Ist Appellate Authority/Dy. Commissioner, Rajouri.
2. Public Information Officer / Addl. Dy. Commissioner, Rajouri.
3. Sh. Mohd. Ayub Choudhary, C/o Ex-Master Barkat Hussain S/o Late Mir Mohd. Haji R/o Village Nadian, Tehsil Darhal, District Rajouri.

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