



**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. 0191-2520970, 2520937

www.jksic.nic.in

\*\*\*\*\*

**File No:** SIC/J/A/197/2013

**Decision No:** SIC/J/A/197/2013/304

Sh. Vijay Kumar

Appellant

Absent

Sh. Virender Nath Sharma/APIO  
on behalf of Sh. Saif Ali Chouhan,  
Joint Director/PIO  
Directorate of School Education  
Jammu.

Present

**Jammu**

**03-10-2013**

Briefly the facts in this appeal are that Sh. Vijay Kumar S/o Late Bichitroo Ram R/o Village Pher Gram Largan, P.O. Aithem Tehsil and District Jammu moved an application dated 15-11-2012 under J&K RTI Act, 2009 before the PIO O/o Directorate of School Education, Jammu seeking the following information:-

1. *Kindly state whether the worthy Director School Education Jammu has considered the objections raised by me in Service writ petition 2314/2011 in compliance to the interim directions passed on 17-11-2011 by the Hon'ble High Court of J&K.*

*For the sake of convenience a copy of the said order is attached herewith as Annexure-A. It is further stated that the said interim order along with copy of SWP and CMP was received in the office of DSE, Jammu on 21-11-2012.*

2. *Kindly state whether after considering the said objections the worthy Director School Education Jammu has taken any decision thereon in compliance to the above said interim order passed by Hon'ble High Court of J&K.*

3. *If the decision has been taken by the worthy Director School Education, Jammu in compliance to the above said order of the Hon'ble High court of J&K, Kindly provide an attested copy of the said decision.*
4. *Kindly provide attested copies of the file notings of the file maintained in respect of appointment of Rehbar-e-Taleem teacher in Govt. Middle School Bher Gram in pursuance of advertisement notice No: 4 of 2009 dated 06-07-2009.*

The appellant in his appeal dated 05-08-2013 before the Commission has alleged that the PIO provided to him some information which is incomplete, irrelevant and incorrect and the 1<sup>st</sup> Appellate Authority after hearing the appellant orally told that he shall be provided the information sought by him and in response to the oral assurance he was provided a copy of letter no. DSEJ/Legal/2544 dated 13-06-2013 within a few days of the issuance of said letter. The appellant has also alleged that the said letter is also irrelevant and has not been sought by him in the RTI application.

The PIO vide no. DSEJ/RTI/2013/6740-43 dated 01-10-2013 informed the Commission that the case file was referred to the Legal Section of the Directorate to get the requisite information within the stipulated time and that as per note sheet the information seeker received the requisite information by hand on 11-03-2013 and was satisfied with the information provided to him. Photocopy of the note sheet has been brought on record for reference. The above said communication further states that the information was again provided to the information seeker vide office letter no. DSEJ/RTI/2013/6619-21 dated 19-09-2013.

During the course of proceedings held today, Sh. Virender Nath Sharma (APIO) submitted an application bearing no. DSEJ/RTI/2013/6744-46 dated 03-10-2013 duly signed by Sh. Saif Ali Chouhan, Joint Director/PIO, Directorate of School Education, Jammu

informing the Commission that he has been designated as a Nodal Officer in connection with the speedy disposal of AQ and CQ's for the current Assembly session which has already commenced on 30-09-2013 and requested exemption from personal appearance. The request was considered by the Commission and exemption from personal appearance was granted. From the factual matrix of the case and the aforesaid communications, it is evident that the information sought by the information seeker in his RTI application stands furnished to him and there is no suppression of information on the part of the PIO. 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. Public Information Officer / Sh. Saif Ali Chouhan, Joint Director, Directorate of School Education, Jammu.
2. Sh. Vijay Kumar S/o Late Bichitroo Ram R/o Village Pher Gram Lagan, P.O. Aithem Tehsil and District Jammu.

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