



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

File No: SIC/J/A/122/2013

Decision No: SIC/J/A/122/2013/306

Sh. Farooq Ahmed & others	Appellant	Absent
Sh. Wasim Raja, Block Development Officer, Ghat.	PIO	Absent

Jammu
07-10-2013

Briefly the facts in this appeal are that Sh. Farooq Ahmed & others S/o Nazam Din R/o Roti Padarna, Block Ghat P/O Dhara moved an application dated 14-05-2013 under J&K RTI Act, 2009 before the PIO /Block Development Officer, Ghat seeking certain information.

The PIO/BDO, Ghat Doda could not provide the requisite information to the appellant within stipulated time as prescribed under the J&K RTI Act, 2009 which is contrary to the spirit of J&K RTI Act, 2009. The appellant feeling aggrieved of inaction on the part of the PIO filed Ist appeal before the Director, Rural Development Department, Jammu which was disposed of vide order No:DRDJ/RTI-273/2013/8618-22 dated 1-08-2013 directing the PIO to provide the requisite information to the appellant within ten (10) days free of cost through registered post. The appellant filed second appeal dated 11-09-2013 before the Commission alleging therein that the PIO/BDO Ghat has not followed the direction of the FAA and not provided the requisite information sought by him. After taking cognizance of the second appeal, the matter was listed for hearing on 07-10-2013. The PIO/BDO, Ghat was summoned vide office notice No: SIC/J/A/228/2013/3864-65

dated 25-09-2013 to appear before the Commission on 7th of October, 2013 (12.30 p.m) at Jammu office and despite notice and telephonic communication from the office of the Commission about the date of hearing BDO, Ghat failed to cause his appearance before the Commission. He is hereby directed to show cause why fine under Section 15 of the RTI Act, read with Section 32 of the Code of Civil Procedure Samvat, 1977 shall not be imposed upon him for his failure to cause his appearance before the Commission within two weeks from the date of receipt of this order.

Perusal of the receipt/acknowledgement sent through Fax by BDO, Ghat to the Commission shows that the requisite information has been received by the appellant. Moreover, the appellant also informed the office of the Commission on phone that he has received the requisite information and now does not want to pursue his appeal before the Commission. In view of the aforesaid facts, 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 :-

1. First Appellate Authority / Director, Rural Development Department, Jammu.
2. The Public Information Officer / Block Development Officer, Ghat.
3. Sh. Farooq Ahmed & others S/o Nazam Din R/o Roti Padarna, Block Ghat P/O Dhara.

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