



**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

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**File No:** SIC-J-C-64 /2013

**Decision No:** SIC-J-C-64/2013/329

Sh. Sudesh Kumar	Complainant	Present
Sh. Karam Chand Executive Engineer, EM&RE Division, Kathua.	PIO	Present

**Jammu  
25-10-2013**

Briefly the facts in this complaint are that Sh. Sudesh Kumar S/o Sh. Perma Nand R/o Dhalli, Teh. Hiranagar, Distt. Kathua moved an application dated 29-10-2012 under RTI Act, 2009 before the PIO/ Executive Engineer, EM&RE Division, Kathua seeking the following information:-

1. Reply of your office letter No: KED/2748 dated 5-09-2011.
2. Reason behind non-action of work.
3. Vide your letter No. KED/2748 dated 05-09-2011. Lt. line to lower Dhalli.
4. Reply of your letter No. KED/Org/5069 dated 7-02-2011.
5. Name of workshop and Incharge of Elect. Maintenance transformer with designation.
6. List of total transformer in District Kathua i.e. 25 KVA, 63KVA, 100 KVA, 250 KVA, 400 KVA and 600KVA. Detail of transformer repaired at workshop i.e. Copper used, Oil used, Aluminum used and wastage material w.e.f. year 2005 to September 2012.
7. Total expenditure on transformer repair and maintenance and outstanding w.e.f year 2005 to September 2012.
8. Detail of total electric polls, Cemented polls, iron polls, iron pipe polls in Distt. Kathua

The PIO failed to provide the information within the statutory period. Thus feeling aggrieved of inaction on the part of the PIO, the complainant filed a delayed complaint dated 20-09-2013 before the Commission for which he could not offer any satisfactory explanation. After receiving the complaint, the Commission vide its notice no. SIC/J/C/64/2012/3963 dated 01-10-2013 directed the PIO to send counter reply to the Commission within 7 days of receipt of the notice and subsequently the matter was listed for hearing on 25<sup>th</sup> of October, 2013 at Jammu office of the Commission and both the parties were present. During the course of proceedings held today, the PIO submitted a set of information to the information seeker containing 34 leaves as enclosures and the complainant was asked to go through the contents of the information provided to him and he expressed his satisfaction over the same. However, he was advised to approach the office of the PIO in case he finds that the information provided to him is incomplete or incorrect. The PIO was also directed to furnish the revised information to the information seeker in case he is approached for the same. The perusal of the facts in this complaint show that there was no malafide or intentional delay on the part of the PIO in furnishing the information to the information seeker. The PIO apprised the Commission that since the filing of the RTI application by the complainant about three Executive Engineer's have been transferred and for most of the time office was non-functional in RTI matters and hence the delay cannot be attributed to the present incumbent which is purely circumstantial in nature. Thus, the information as desired by the information seeker now stands furnished to him and as such no further direction in the matter is required.

The complaint 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. Public Information Officer / Sh. Karam Chand, Executive Engineer, EM&RE Division, Kathua.

2. Sh. Sudesh Kumar S/o Sh. Perma Nand R/o Dhalli, Teh. Hiranagar, Distt. Kathua.

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