



**Jammu and Kashmir 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/226/2013

**Decision No:** SIC/J/A/226/2013/334

Sh. Kulbir Singh	Appellant	Present
Sh. Ravinder Kumar Sharma Tehsildar Settlement, Jammu.	PIO	Absent

**Jammu**  
**25-10-2013**

Briefly the facts in this appeal are that Sh. Kulbir Singh R/o 53-B Sector-10, Guru Nanak Nagar, Jammu moved an application dated 01-07-2013 under J&K RTI Act, 2009 before the PIO/Tehsildar Settlement, Jammu seeking the following information:-

- 1. Kindly provide the information about application no. 3440, 3441 and 3587 filed on 16-08-2009 and 15-09-2004 under Roshni Act.*
- 2. Kindly provide attested copies of these documents.*

PIO has not provided the information to the information seeker within the stipulated period of time. Due to non-furnishing of information by PIO, the appellant filed 1<sup>st</sup> appeal dated 05-08-2013 before the FAA. The FAA did not adjudicate and dispose of the appeal. Feeling aggrieved of inaction on the part of the PIO and FAA, the appellant filed 2<sup>nd</sup> appeal dated 11-09-2013 before the Commission. After receiving 2<sup>nd</sup> appeal the Commission

issued seven days notice vide no. SIC/J/A/226/2013/3763 dated 17-09-2013 to Tehsildar (S), Jammu and directed him to send counter reply to the Commission within 7 days from the receipt of the notice but no reply was received from the PIO/Tehsildar (S), Jammu as such the case was listed for hearing on 07-10-2013. The PIO could not cause his presence before the Commission due to unavoidable circumstances. The case was again listed for hearing on 25-10-2013. During the course of proceedings, the appellant apprised the Commission that he had requested for attested copies of certain documents and same has been denied to him by the PIO. The PIO is hereby directed to provide the requisite information to the appellant in accordance with his RTI application and subject to its availability in the office record. In case the information seeker requests for inspection of the office record, he may be provided the necessary facility to access the record in the office of the PIO. 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 explain the reasons for not providing the information to the information seeker within the statutory period prescribed U/s 7(1) of the J&K RTI Act.

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. Ravinder Kumar Sharma, Tehsildar Settlement, Jammu.
2. Sh. Kulbir Singh R/o 53-B Sector-10, Guru Nanak Nagar, Jammu.

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