



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

www.jksic.nic.in

File No: SIC-J-A-234/2013

Decision No: SIC-J-A-234/2013/341

Sh. Ravi Sethi	Appellant	Present
Sh. Naresh Kumar Secretary, JMC, Jammu.	PIO	Present
Smt. Farzana Naksh Bandi Sr. Town Planner, JMC, Jammu.	PIO	Present

**Jammu
01-11-2013**

Briefly the facts in this appeal are that Sh. Ravi Sethi S/o Sh. Madan Lal Sethi R/o JMC-777, Rehari Colony, Jammu moved an application dated 11-06-2013 before the PIO/Secretary, Jammu Municipal Corporation, Jammu under RTI Act, 2009 seeking certain information relating to thirteen commercial buildings under construction at Channi Himmat National Highway and Gandhi Nagar etc.

The Chief Enforcement Officer, JMC, Jammu vide office no. MJ/CEO/515 dated 03-07-2013 furnished some information to the PIO, JMC, Jammu. However, no information was send to the information seeker within the statutory period. Thus feeling aggrieved of inaction on the part of the PIO the appellant preferred 1st appeal before the 1st Appellate Authority, JMC, Jammu. Meanwhile the letter dated 03-07-2013 containing some information was furnished to the

information seeker. Feeling aggrieved of inaction on the part of the PIO as well as the FAA, the appellant knocked the doors of the Commission by filing 2nd appeal dated 21-09-2013 in which he alleged that the information furnished to him is incorrect and incomplete, as he has raised 13 queries in his RTI application and none of the query has been satisfactorily replied by the PIO/Secretary, Jammu Municipal Corporation, Jammu. After receiving the 2nd appeal, the Commission vide office notice no. SIC/J/A/234/2013/3982-83 dated 03-10-2013 directed the PIO/Sr. Town Planner, JMC, Jammu and PIO/Secretary, JMC, Jammu to send counter reply to the Commission within 7 days from the receipt of the notice and the matter was listed for hearing on 21-10-2013. During the course of proceedings held on that day Smt. Farzana Naksh Bandi, Sr. Town Planner, JMC, Jammu was directed to furnish the requisite information to the information seeker within 10 days. The matter was again listed for hearing on 01-11-2013, the PIO/ Smt. Farzana Naksh Bandi, Sr. Town Planner, JMC, Jammu apprised the Commission that the information relating to six buildings have already been furnished to the information seeker and the information seeker acknowledged the receipt of the same. However, so far rest of the information is concerned, she requested that she be provided 10 days time to visit the alleged unauthorized commercial constructions in order to conduct the inspection and prepare the information accordingly so that it could be provided to the information seeker. It was also brought to the notice of the Commission that some information pertains to the office of the Secretary, JMC, Jammu.

In view of the aforesaid factual matrix of the case and submissions made by the parties, the PIO/Sr. Town Planner, JMC, Jammu and PIO/Secretary, JMC, Jammu are hereby directed to furnish the requisite information falling under their domain to the information seeker free of cost within 10 (Ten) days from the date of receipt of this order under an intimation to 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 the:-

1. Public Information Officer / Sh. Naresh Kumar, Secretary, JMC, Jammu.
2. Smt. Farzana Naksh Bandi, Sr. Town Planner, JMC, Jammu.
3. Sh. Ravi Sethi S/o Sh. Madan Lal Sethi R/o JMC-777, Rehari Colony, Jammu.

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