



**Jammu and Kashmir State Information Commission**

(Constituted under Right to Information Act 2009)

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**File No:** SIC-J-A-269/2013

**Decision No:** SIC-J-A-269/2013/362

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

**Jammu  
22-11-2013**

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 12-07-2013 before the PIO, Jammu Municipal Corporation, Jammu under J&K RTI Act, 2009 whereunder he has sought certain information relating to all building permissions and violations as well as the cases registered in the Hon'ble Court of Zone-III since 2003.

Feeling aggrieved of inaction on the part of the PIO, the appellant preferred 1<sup>st</sup> appeal before the FAA, JMC, Jammu. The perusal of the record shows that the 1<sup>st</sup> appeal has not been adjudicated and disposed of by the FAA till date. Thus, Feeling aggrieved of inaction on the part of the PIO as well as the FAA, the appellant approached the Commission by filing 2<sup>nd</sup> appeal dated

21-10-2013 in which he has alleged that no information has been received by him till date from the PIO, JMC, Jammu and requested the Commission that PIO may be directed to furnish the requisite information. After receiving 2<sup>nd</sup> appeal, the Commission vide office notice no. SIC/J/A/269/2013/4295 dated 29-10-2013 directed the PIO, JMC, Jammu to send counter reply to the Commission within 7 days from the receipt of the notice and in compliance to the said notice, the PIO vide office letter no. JMC/S/RTI/2317-19 dated 08-11-2013 informed the Commission that the application of the information seeker was forwarded to the Sr. Town Planner vide letter no. JMC/S/RTI/1766-78 dated 16-07-2013 with the request to provide the information pertaining to Town Planning Division directly to the applicant. Similarly, some part of the information pertained to Chief Enforcement Officer-III, so he was also requested vide office letter no. 1763-65 dated 16-07-2013 to provide the information within 5 days positively and the information from both the sections is still awaited. In his counter statement, the PIO further submitted that information sought by the applicant is voluminous and it will take time to collect and compile it and requested the Commission that at least one month time be given to provide the information to the applicant.

The matter was listed for hearing on 06-09-2013 at Jammu office of the Commission. The PIO/Secretary, JMC, Jammu as well as the Sr. Town Planner, JMC, Jammu were present. During the course of proceedings held today, the PIO/Secretary, JMC, Jammu informed the Commission that the information pertaining to his office has been prepared and he will hand over the same to the appellant today itself. The Sr. Town Planner, JMC, Jammu also assured the Commission that the information relating to building permissions and its violations is available in her office and sought 10 days time to furnish the same to the information seeker.

In view the aforesaid facts and observations, the Sr. Town Planner, JMC, Jammu is hereby directed to furnish the requisite information of all building permissions and violations cases which are registered in the Hon'ble Court

relating Zone-III since 2003 to the appellant within 10 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