



**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/C/66/ 2013  
Decision No: SIC/J/C/66/ 2013/363

Sh. Yadvinder Singh Advocate	Complainant	Present
Sh. Naresh Kumar Secretary, Municipal Corporation , Jammu.	PIO	Present
Mst. Farzana Naksh Bandi Sr. Town Planner, Municipal Corporation , Jammu.		Present
Sh. Satish Khajuria Chief Enforcement Officer, Municipal Corporation, Jammu.		Present

**Jammu**  
**22-11-2013**

Briefly the facts in this complaint are that Sh. Yadvinder Singh Advocate R/o 26 A/D Gandhi Nagar, Jammu moved an application dated 08-08-2013 before the PIO/Secretary, Jammu Municipal Corporation, Town Hall, Jammu under J&K RTI Act, 2009 whereunder he sought information relating to building permission with car parking facility granted by the Jammu Municipal Corporation about certain Hotels in Jammu city.

The PIO/Secretary, Municipal Corporation, Jammu vide office No:JMC/S/RTI/2232 dated 23-10-2013 informed the information seeker that his application was forwarded to Senior Town Planner, Municipal Corporation vide office No:JMC/S/RTI/1886-88 dated 08-08-2013. Similarly the Chief Enforcement Officer, Zone-I,II & III was requested vide office No:JMC/S/RTI/1889-91 dated 08-08-2013 to provide the information. The Enforcement wing has reported that "there is no record available in the section and requested that applicant may be asked to provide the year of construction of each hotel so that the information can be made available." Similarly the Senior Town Planner has requested that " the information seeker may be informed to provide name and year of issuance of building permission so that the information is provided as asked for. The Senior Town Planner has further reported that no permission is issued in the name of Hotel."

The PIO further submitted in the aforesaid letter that the information sought pertained to more than 143 Hotels which is voluminous and time consuming and requested the information seeker to provide the names of the owners of the hotels and year of construction of each hotel so that the requisite information can be provided. Meanwhile the complainant filed a complaint dated 20-09-2013 before the Commission as he did not receive any response from the PIO within the statutory period. After receiving the complaint, the matter was listed for hearing on 22-11-2013 at Jammu office of the Commission. During the course of proceedings held today, the PIO submitted before the Commission that it would not be possible to provide the information to the Complainant until and unless the names of the owners of the Hotels and year of construction etc. is provided by the information seeker. The complainant submitted before the Commission that he has submitted the names of the owners of some of the Hotels which were newly constructed in the year 2013 at Sant Market, Below Gumat Jammu. The PIO agreed to furnish the requisite information relating to these hotels within a week's time to the information seeker. However, during the course of proceedings, it transpired that information sought by the complainant is readily available with Tourism Department of J&K State and as such complainant is advised to approach the Tourism Department by filing a fresh RTI application.

In view of the aforesaid facts and observations, the PIO/Secretary, Municipal Corporation Jammu is hereby directed to dispose off the RTI application of the complainant in which he has sought inter-alia information relating to newly constructed hotels during the year 2013 at Sant Market, Below Gumat, Jammu within a week's time under an intimation to the Commission.

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 /Secretary, Municipal Corporation, Jammu.
2. The Senior Town Planner, Municipal Corporation, Jammu.
3. The Chief Enforcement Officer, Municipal Corporation, Jammu.
4. Sh. Yadvinder Singh Advocate R/o 26 A/D Gandhi Nagar, Jammu

(Khalid A Shah)  
Dy. Registrar  
State Information Commission