



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/275/2013
Decision SIC/J/A/275/2013/379

Khawaja Gulam Ahmed	Appellant	Absent
Sh. Abdul Hamid Wani Chief Education Officer, Poonch.	PIO	Present
Sh. Nazir Danish Zonal Education Officer, Mandi Poonch.		Present

Jammu
09-12-2013

Briefly the facts in this appeal are that Khawaja Gulam Ahmed R/o Ward No. 6, Poonch moved an application dated 15-06-2013 before the PIO /Chief Education Officer, Poonch and Zonal Education Officer, Mandi Poonch under J&K RTI Act, 2009 whereunder he sought certain information relating to Mid Day Meals in Block Mandi.

Zonal Education Officer, Mandi Poonch vide office letter No:ZEOM/RTI/18-19 dated 31-07-2013 informed the information seeker that the requisite information sought by him dates back to 2002 onwards and in order to collect and prepare the same it will take some time and accordingly informed the information seeker that information will be

provided after one month. Meanwhile, the information seeker had preferred Ist appeal dated 23-07-2013 before Director School Education Jammu.

Perusal of the record shows that Ist appeal has not been adjudicated and disposed of till date. Thus, feeling aggrieved of inaction on the part of the PIO as well as FAA, appellant preferred second appeal dated 18-10-2013 before the Commission. After receiving the second appeal, the matter was listed for hearing on 20-11-2013 at Jammu office of the Commission. However, parties could not cause their appearance due to delayed service of notice and matter was again listed for hearing on 09-12-2013. The Chief Education Officer, Poonch and Zonal Education Officer, Mandi, Poonch were present in person and they apprised the Commission that the information was delivered to the information seeker on 18-11-2013 and delay is purely circumstantial in nature as they have to scrutinize and collect the information from the old record which consumed a lot of time. In the given circumstances, there is no intentional delay on the part of the ZEO Mandi to furnish the requisite information to the information seeker as the entire exercise of collecting and compiling information was the arduous in nature and involved huge burden on the limited resources of a public authority. The appellant was contacted on phone during the course of proceedings and he apprised the Commission that he has received the information provided by ZEO Mandi and requested the Commission that he may be allowed an opportunity to inspect the old record.

Keeping in view the aforesaid facts and observations, Chief Education Officer, Poonch as well as ZEO Mandi are hereby directed to provide an opportunity to the appellant to inspect the office record on a working day during the office hours and provide him the certified copies of the relevant documents, if any required by the appellant. Parties are directed to mutually settle date and time for inspection of record which may be convenient to both of them.

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. The First Appellate Authority/Director School Education, Jammu.
2. Public Information Officer /Chief Education Officer, Poonch.
3. Zonal Education Officer, Mandi Poonch.
4. Khawaja Gulam Ahmed R/o Ward No. 6, Poonch.

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