

PIO did not pay any heed to provide the information to him and as such he has been denied an access to the information and prayed for appropriate action as warranted under law against the erring PIO. However, the perusal of letter no. 9545-48 dated 20-11-2012 shows that information pertaining to all the RTI applications filed by the information seeker before the PIO / Executive Engineer, PWD (R&B) Const. Div. No. II, Jammu was furnished to the information seeker from time to time and within the statutory period. Moreover, the direction issued by the Commission in its order dated 18-09-2012 was duly complied with by the PIO. Each and every query raised by the information seeker has been replied within the constraints of available office record.

The perusal of the RTI application shows that information seeker made request for soliciting information relating to intent / reasons and justifications for the factual information provided to him and this by no stretch of imagination can be classified as information under the Right to Information Act. Since the intent and reasons do not exist on paper and are best known to the officer in-charge at the time of execution of work on ground and thus are not part of the office record maintained by the department. In case the applicant is interested in seeking such information, he is at liberty to approach the officer in question in his personal capacity and enquire about the reasons and intent, if he so desires. The PIO in his counter statement filed before the Commission vide letter no. 12716-19 dated 08-02-2013 had also explained the status of various RTI applications filed by the information seeker and the action taken thereof in chronological order .

In view of the aforesaid facts, it is manifest that the material and factual information which is available in the office record stands already furnished to the information seeker and thus his complaint as such does not warrant any further order / direction in the matter.

The complaint for non-compliance 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. Nasir Goni, Ex. Engineer, PWD (R&B) Construction, Division No. II, Jammu.
2. Sh. Vivek Tandon S/o Sh. B.R. Tandon R/o H.No. 55, Gali Kumharan, Below Purani Mandi, Jammu.
3. Guard file.

(Jang Bhadur)
Joint Registrar
State Information Commission