



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/201/2012

Decision No: SIC/J/A/201/2012/83

Sh. Kewal Krishan

.....Complainant Absent

Smt. Veena Pandita
Joint Secretary,
J&K State Board of School Education,
Jammu.

.....PIO Present

Jammu
12-04-2013

The Commission vide its Decision No. SIC/J/A/201/2012/396 dated 27-11-2012 directed the Secretary, J&K Board of School Education, Jammu to hold an inquiry in the matter and also ensure that the information is made available to the information seeker within a period of two weeks from the date of pronouncement of this order under an intimation to the Commission. The Secretary, J&K Board of School Education Jammu was also directed to fix up the responsibility of the officers who had been responsible for causing delay in providing the information to the APIO for its onward transmission to the information seeker.

Sh. Kewal Krishan information seeker moved an application dated 14-01-2013 before the Commission alleging therein the non-compliance of the aforesaid order of the Commission. After receiving the complaint from the

information seeker a notice bearing no. SIC/J/A/201/2012/1035-36 dated 01-03-2013 was send to the PIO as well as the information seeker and in compliance to the aforesaid notice the PIO and the information seeker appeared before the Commission on 13-03-2013.

During the course of proceedings held on that day, the complainant was directed to file an application before the PIO / Secretary, JK BOSE, Jammu pointing out the inconsistencies and inaccuracy in the information already provided to him so that the PIO / Secretary, JKBOSE, Jammu are in a position to furnish the revised information to the information seeker. In compliance to the aforesaid direction of the Commission, the PIO vide office letter no. F(Info-Cell)B/JD/2013 dated 09-04-2013 informed the Commission that the information has already been provided to the complainant vide office letter no. F(Info-Cell)B/JD/2013/458 dated 22-03-2013 against his fresh application. The photocopy of the aforesaid information was also enclosed for the perusal of the Commission and the same has been brought on file for reference and record. The PIO had also replied vide office letter no. F(Info-Cell)B/JD/2013 dated 08-03-2013 wherein the compliance of the aforesaid decision of the Commission was communicated to the Commission. In the aforesaid letter the PIO submitted that in compliance to the decision of the Commission dated 27-11-2012 the information seeker was provided the available and existing information vide office letter no. F(Info-Cell)JD/B/12/279/294 dated 13-12-2012. The PIO further submitted that in compliance to the aforesaid decision of the Commission a three member committee comprising the Joint Secretary (Examination) JD, Assistant Secretary (Administration) JD, and Assistant Secretary (Registration) JD was constituted to submit the factual report and to fix the responsibility and cause of delay. The Committee submitted its report vide office letter no. F(Comm-RTI)JD/B/12/11 dated 17-12-2012. The findings of the Committee were that that the information seeker was seeking loads of information under RTI Act, 2009 and the delay was owing to a decade old case that required lot of manual work and also non-availability of well versed

person in the section who could handle such cases effectively. The Committee also observed in its report that the Assistant Secretary (Administration) Central who was APIO of the Central section assured the Committee that in future such information under the RTI Act shall be provided within the stipulated time. In this backdrop the Secretary, J&K Board of School Education is hereby directed to issue a warning letter to the Assistant Secretary (Administration) Central to remain vigilant in future and dispose of the RTI matters on priority basis.

The appraisal of the aforesaid facts and documents available on record lead to the conclusion that the decision dated 27-11-2012 of the Commission has been duly complied with and the information as requested by the information seeker stands furnished to him. Thus no further direction in the matter is required.

The complaint for noncompliance 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. First Appellate Authority / Secretary, J&K BOSE, Jammu.
2. Public Information Officer / J&K BOSE, Jammu.
3. Sh. Kewal Krishan R/o Ward No. 5 Samba.
4. Guard file.

M.S Shah
Registrar
State Information Commission