



**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/A/44/2013

**Decision No:** SIC/J/A/44/2013/96

Sh. Rashu Kanna	Appellant	Present
Dr. G.J. Singh Asstt. Commissioner(N) On behalf of Asstt. Commissioner(R), Jammu.		Present
Tehsildar (Territorial), Jammu.	PIO	Present
Sh. Ravinder Sharma	PIO	Present
Tehsildar(Settlement), Jammu.		

**Jammu  
22-04-2013**

Briefly the facts in this appeal are that Sh. Rashu Kanna R/o H.No. 579, Near Subash Nagar, P.O. Jammu moved an application dated 12-12-2012 under J&K Right to Information Act, 2009 before the PIO Revenue Department, J&K, Jammu seeking the following information:-

**Query No.1**

*Name, parentage of all the Patwaris & G/Q posted at village upper Thather presently named Karan Vihar, Jammu, who had made Jamabandi enteries under Khasra No. 355 along with name of vendors, vendees, Khewat No's and date, month, year of entry no and Jamabandi Register No. (period Dec. 1989 to Dec. 2012)in below mentioned format:-*

**Khasra No. 355**

Name of	Parenta	Name of	Parentage of	Name of	Name of	Khewat	Date of	Jamaba
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<i>all the Patwari</i>	<i>ge of Patwari</i>	<i>G/Q</i>	<i>G/Q</i>	<i>Vendors</i>	<i>Vendees</i>	<i>No.</i>	<i>month &amp; year of entry</i>	<i>ndi Register no.</i>

**Query No. 2**

*Name, parentage of all the Patwaris & G/Q posted at village upper Thather presently named Karan Vihar, Jammu, who had made Jamabandi enteries under Khasra No. 373 along with name of vendors, vendees, Khewat No's and date, month, year of entry no and Jamabandi Register No. (period Dec. 1989 to Dec. 2012)in below mentioned format:-*

**Khasra No. 373**

<i>Name of all the Patwari</i>	<i>Parentage of Patwari</i>	<i>Name of G/Q</i>	<i>Parentage of G/Q</i>	<i>Name of Vendors</i>	<i>Name of Vendees</i>	<i>Khewat No.</i>	<i>Date of month &amp; year of entry</i>	<i>Jamabandi Register no.</i>

**Query No. 3**

*Name, parentage of all the Naib-Tehsildars posted at village upper Thather presently named Karan Vihar, Jammu, who attested mutuations along with mutuation no's (intekal), date, month & year under khasra no. 355 (Period Dec. 1989-Dec. 2012)in below mentioned format:-*

**Khasra No. 355**

<i>Name of Naib Tehsildar</i>	<i>Parentage Naib Tehsildar</i>	<i>Name of G/Q</i>	<i>Khewat No.</i>	<i>Date, month &amp; year of mutation(Intekal)</i>	<i>Jamabandi Register no.</i>

**Query No. 4**

*Name, parentage of all the Naib-Tehsildars posted at village upper Thather presently named Karan Vihar, Jammu, who attested mutuations along with mutuation no's (intekal), date, month & year under khasra no. 373 (Period Dec. 1989-Dec. 2012)in below mentioned format:-*

**Khasra No. 373**

<i>Name of Naib Tehsildar</i>	<i>Parentage Naib Tehsildar</i>	<i>Name of G/Q</i>	<i>Khewat No.</i>	<i>Date, month &amp; year of mutation(Intekal)</i>	<i>Jamabandi Register no.</i>

After receiving the application of the information seeker, the PIO office of the Deputy Commissioner, Jammu forwarded it to Tehsildar (Territorial), Jammu vide

letter no. DCJ/PIO/RTI/2012-13/3568-69 dated 19-12-2012 as the information pertained to office of Tehsildar, Jammu. The PIO did not respond to the information seeker's request within the stipulated time thus feeling constrained he preferred appeal before the FAA / Deputy Commissioner, Jammu on 16-01-2013 which was adjudicated within the statutory period. However feeling aggrieved of the order of FAA the appellant preferred 2<sup>nd</sup> appeal dated 21-02-2013 before the Commission. After receiving 2<sup>nd</sup> appeal, the Commission issued notice bearing no. SIC/J/A/44/2013/1297-99 dated 18-03-2013 to FAA / Deputy Commissioner, Jammu, PIO /Asstt. Commissioner Revenue, Jammu and PIO / Tehsildar (Territorial), Jammu to send counter reply to the Commission within 7 days from receipt of the notice. In compliance to the 7 day notice of the Commission, Asstt. Commissioner (R), Jammu informed the Commission vide letter no. DCJ/PIO/RTI/2012-13/4404-05 dated 28-03-2013 that the PIO / Tehsildar, Jammu was directed to dispose of the application filed by the information seeker within a period of 07 days of the pronouncement of the order no. DCJ/RTI/2012-13/3970-71 dated 04-02-2013. Finally, the matter was listed for hearing on 17<sup>th</sup> of April 2013 (11.00 a.m) at Jammu office and during the course of proceedings, it was found that the information sought by the information seeker needs to be collated and compiled with and it is not possible to provide in the format requested by the information seeker. Such an exercise will unnecessarily divert the resources of a public authority which as pointed out by the PIO are limited in nature in terms of office staff etc. Thus keeping in view the nature of information sought and compulsions of the office of Tehsildar Jammu / PIO, it would be appropriate, if the information seeker is allowed an opportunity to access the office record if available. However, keeping in view the aforesaid fact situation, the PIO is hereby directed to provide the revised information pertaining to query no. 1 & 2 to the information seeker free of cost. The Tehsildar (T) / PIO, Jammu is also directed to file compliance report 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. 1<sup>st</sup> Appellate Authority / Deputy Commissioner, Jammu.
2. Public Information Officer / Asstt. Commissioner (R), Jammu.
3. Public Information Officer / Sh. Shesh Paul Tehsildar (Territorial), Jammu.
4. Public Information Officer / Sh. Ravinder Sharma Tehsildar (Settlement), Jammu.
5. Sh. Rashu Khanna R/o H.No. 579, Near Subash Nagar, P.O. Jammu.
6. Guard file.

M.S Shah  
Registrar  
State Information Commission