



J&K State Chief Information Commissioner
Old Assembly Complex, Srinagar. Fax ;0194-2484268,2484269
Wazarat Road, Jammu. Fax No: 0191-2520947, 2520927

File No.SIC/CO/SA/94/2013

Decision No.SIC/CO/SA/94/2013/583

Title:- Shri Madan Mohan Sharma, Deputy Commandant, CRPF(Retd),
Vichar Kranti Manch, International, Old Satwari Cantt. Jammu.

V/s

1. First Appellate Authority,
Revenue Department,
Civil Secretariat, J&K, Jammu.
2. Public Information Officer,
Revenue Department,
Civil Secretariat, J&K, Jammu.

Jammu
10-02-2014.

This is a second appeal filed by Shri Madan Mohan Sharma against FAA and PIO of Revenue Department. Shri Mohd Yousuf Dar, Special Secretary-Cum-FAA, Shri Lateef Ahmad, Under Secretary-Cum-PIO, Revenue Department, Civil Secretariat, Jammu and Shri Madan Mohan Sharma(appellant), Deputy Commandant, CRPF (Retd.) Vichar Kranti Manch International, Old Satwari, Jammu Cantt. appeared before the Commission and they have been heard.

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The brief grounds of the appeal are that the appellant filed an RTI application before PIO, Revenue Department, Civil Secretariat, Srinagar. This was sent by speed post on 18-7-2013 which was received in the office of PIO on 23-7-2013. As the information did not pertain to the Revenue Authority, the PIO forwarded the RTI application to PIO of Deputy Commissioner, Jammu under section 6(3) of the J&K State RTI Act with a copy to the information seeker. The appellant confirmed to have received this forwarding letter on 25-7-2013. But inspite of being informed that information is to be obtained from Deputy Commissioner, Jammu he again preferred first appeal before FAA, Revenue Department, Civil Secretariat, Jammu on 12-12-2013. The appellant was informed by the PIO that FAA in this case was Deputy Commissioner, Jammu. This has again been confirmed to have been received by the appellant. Again he preferred second appeal before this Commission against the Revenue Department, Civil Secretariat, Jammu with the ground of appeal that his RTI application and first appeal were not responded. In fact appeals are obviously wrong and incorrect.

The appellant who regularly pursues RTI is a retired paramilitary officer and well versed with the State RTI Act. He is advised to refrain from giving wrong facts before the Commission which is a quasi-judicial tribunal. He should have pursued his RTI application with Deputy Commissioner, Jammu. The appeal against FAA and PIO of Revenue Department is not maintainable as the information was not with PIO. The appeal is dismissed with the directions to the

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information seeker to refrain from making frivolous applications which result in wastage of time of Commission and public authorities.

Sd/-
G.R.Sufi,
Chief Information Commissioner.

Copy to the:-

1. First Appellate Authority, Revenue Department, Civil Secretariat, J&K, Jammu.
2. Public Information Officer, Revenue Department, Civil Secretariat, J&K, Jammu.
3. Shri Madan Mohan Sharma, Deputy Commandant(Retd.), Vichar Kranti Manch International, Old Satwari Cantt. Jammu.
4. Private Secretary to HCIC.
5. Guard file.

(G.Q.Bhat)
Registrar,
State Information Commission,
J&K, Jammu.