



J&K State Information Commission
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Wazarat Road, Near DC office , Jammu. 0191-2520937.

www.jksic.nic.in

File No: SIC/CO/SA/183/2014
Decision No: SIC/CO/SA/183/2014/693

Title:- Mohammad Ashraf Dar V/s PIO J&K Public Service Commission

Jammu
27.11.2014

This is a second appeal filed by Shri Mohammad Ashraf Dar, a resident of the state before this Commission on 01.08.2014 against the inaction of PIO and FAA, PSC in deciding his application. Hearing of this Case was fixed on 27.11.2014 by the Registry of this Commission. Neither the PIO nor the Appellant attended.

Brief facts and grounds of this appeal are that the appellant filed an RTI application before the PIO PSC on 5.5.2014 seeking certain information as per his RTI application. PIO was to pass an order as expeditiously as possible but not later than 30 days but the PIO passed an order on 26.06.2014 after a lapse of twenty days informing the appellant that the “eligibility of the candidates in the instant issue has not been finalized by the Commission as yet. As and when the eligibility of the candidates is determined the information sought will be provided to you”. After receiving no response from the PIO i.e within 30 days time, the appellant filed first appeal before the FAA of PSC on 24.6.2014. FAA adjudicated the first appeal

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informing the appellant that the “selection process of the instant selection is still pending as the Commission is busy with the interviews of KAS Officers. As and when the process is finalized the information sought will be provided to you”. Not convinced with the information received from the PIO and FAA, the appellant preferred second appeal in this Commission requesting therein to direct the concerned authorities of Public Service Commission (J&K) Srinagar to furnish the information/documents as sought by him. Hearing of this case was fixed on 27.10.2014 and the Commission had directed the appellant “to attend the next hearing and lead evidence, if any, against the contentions of the PIO”. In spite of informing the appellant vide this Commission Notice dated: 12.11.2014, he did not attend the Commission. PIO in his counter reply has again reiterated his stand that the information sought by the appellant cannot be provided to him as the matter is still under process/scrutiny. Commission has gone through the records of this case on 1.12.2014 and have come to the conclusion that since the appellant has failed to present himself before the Commission and has failed to lead any evidence against the PIO that he has given any wrong and incorrect information. The appeal is accordingly dismissed.

Sd/-

(G.R. Sufi)

Chief Information Commissioner

Copy to:-

1. Public Information Officer, J&K Public Service Commission, Jammu
2. Shri Mohammad Ashraf Dar, S/o Late Mohammad Rajab Dar, R/o Solina Payeen, Srinagar.
3. Private Secretary to Chief Information Commissioner
4. Guard file.

(G.Q. Bhat)

Registrar

State Information Commission