



Jammu and Kashmir State information Commission
(Constituted under The Right to Information Act, 2009)
Wazarat Road, Near DC office Jammu, 0191-2520947, 2520937
Old Assembly Complex, Srinagar. 0194-2484269, 2484262
www.jksic.nic.in

File No: SIC-K-Comp/32/2013

Decision No: SIC-K-Comp/32/2013/500

Title: Shri Gh. Rasool Waza R/o Trikoulbal Pattan

V/s

PIO/ Assistant Engineer PHE Department, Sub Division Pattan.

Srinagar

16.09.2013

This is a complaint filed by Sh. Gh. Rasool Waza, a resident of the State filed before this Commission on 09.07.2013. The brief facts of the complaint are that complainant filed an RTI application dated 29th April 2013 under registered post vide No. REB17058899 in the office of Assistant Engineer PHE Sub Division Pattan seeking certain information. The officer who received this application either had to forward it to the concerned PIO or if there is any failure in forwarding the same then he is supposed to be PIO. Therefore information was to be forwarded within 30 days. The complainant after having waited for more than a month with no information, filed a complaint on 09.07.2013 before this Commission vide No. 986 dated 09.07.2013. Registry of this Commission after receiving this complaint had sought the counter statement of the PIO and also personal attendance vide notices dated 16.07.2013 and 23.08.2013

Sh. Javed Ahmad Sofi, Assistant Executive Engineer, deemed PIO attended the Commission. The complainant Sh. Gh. Rasool Waza also attended and admitted to have received the information on 25.07.2013 i.e. after the date the Commission had sought the

counter statement. The complainant has also confirmed that information is complete and full. As the order has not been passed in time as stipulated under Section 7, therefore penalty proceedings under Section 17 of the State RTI Act is initiated and PIO is directed to explain the reasons for not imposing the penalty against him. His reply, if any, must reach the Commission within 15 days from the date of receipt of this order.

Sd/-
(G. R. Sufi)
Chief Information Commissioner

Copy to the:-

1. Assistant Executive Engineer, PHE Sub-Division, Pattan.
2. Shri Gh. Rasool Waza S/o Ab. Karim R/o Trikoulbal Pattan.
3. Guard file.

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