



Jammu and Kashmir State Information Commission

(Constituted under Right to Information Act 2009)

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www.jksic.nic.in

File No: SIC/CO/Comp/73/2012

Decision No: SIC-Co-Comp-73-2012/511

Title:- Shri Saqib Faheem

V/s

PIO Registrar Judicial
J&K High Court, Srinagar

Srinagar
08.10.2013

In continuation of the hearing, the case was heard today also. Mr. Saqib Faheem, the complainant produced documentary evidence from Ministry of Communication and IT Department of Posts India, Office of Senior Post Master Srinagar. This evidence has been obtained by the complainant in response to his RTI application made before PIO-cum-Senior Superintendent of Post Offices Srinagar Division. The documentary evidence from Postal Department, Srinagar confirms that letter of complainant addressed to PIO for seeking information has been delivered to Registrar Judicial, Office of RTI J&K High Court on 23.5.2012 under No: EE846924445IN. The set of documentary evidence has been handed over to Shri Majid Jehangir, Senior Advocate representing the PIO for his comments. He is required to explain why, in view of the evidence brought on record, the Commission will not take action as provided under Section 17 read with Section 15 of the State RTI Act. His attention is also invited to complainant's assertion that in view of continued denial of information to him and "misleading" statements of the PIO, he has suffered a determent, therefore, he claims suitable compensation to the tune of Rs.25000/ to be awarded in his favour for the loss and determent as well as hard toil and labour put forth by him in leading the evidence before the Commission. The public authority is required to give his objections for not awarding such compensation to the complainant. Meanwhile, Commission be also apprised of the efforts made by the office of PIO to locate the record and provide the information to the information seeker. The

Commission has also made available a copy of Hon'ble Delhi High Court's decision in the case of Government of India Ministry of Tourism V/s Chief Information Commissioner for the PIOs perusal and information. The next hearing of the case is fixed on 21.10.2013 at 10.30 a.m as mutually agreed to by both the parties.

Sd/
(G.R. Sufi)
J&K State Chief Information Commissioner

Copy to:-

1. Public Information Officer, Registrar Judicial, J&K High Court, Srinagar.
2. Shri Saqib Faheem Kachroo, S/o Mohd. Ashraf Kachroo, R/o Gole Masjid, Soura Srinagar
3. Private Secretary to Chief Information Commissioner
4. Guard file

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