



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/55/2013
Decision No: SIC-K/Comp/55/2013/527

Title: Sh Abdul Rehman Sheikh S/o Gh. Mohi-Udin Sheikh
V/s
PIO/ SSP Office Baramulla

Srinagar
13.11.2013

This is a complaint filed by one Abdul Rehman Sheikh S/o Gh. Mohi-Udin Sheikh received in the Commission on 03.09.2013. The brief facts of the complaint are that the complainant had filed an RTI application under Section 6 of the State RTI Act before PIO/ O/o SSP Baramulla on 15 June 2013 through Speed Post under No EE872935129IN seeking certain information. The complainant in his complaint has stated that no information has been received by him till date. In response to Commission's notice PIO/Dy.SP Headquarter, Sh. Sajjad Ahmad deposed before the Commission on 12.11.2013 that his office did not receive RTI application. However, PIO stated that his office came to know about this RTI application through the medium of notice of the Commission dated 23.10.2013 whereunder counter statement from PIO's office has been sought. However, complainant stated that the RTI application has been sent on 16.06.2013 by Postal Department to Baramulla. Receipt Register of RTI application maintained in PIO's office does not show any such receipt. PIO has informed this Commission that after receipt of RTI application from the Commission, order was passed vide No. HQ/RTI/2013/5151-52 dated 09.11.2013. The Commission has gone through the contents of this

order and has found that this order is not strictly in accordance with the provisions of the RTI Act. PIO had to inform the complainant about his right to appeal as provided under Section 7(8) of RTI Act and information was to be given strictly in accordance with the Act. The information seeker has agreed to close the matter after receiving the information. As the PIO has deposed before the Commission that order has been passed, the same be provided to the information seeker within 5 days from the receipt of this order with an intimation to this Commission. The complainant is also directed to inform the Commission about the compliance or otherwise by the PIO.

The complaint is accordingly disposed of.

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

Copy to the:-

1. PIO/ O/o Sr. Superintendent of Police Baramulla.
2. Sh. Abdul Rehman Sheikh S/o Gh. Mohi-U-Din Sheikh R/o Kanoongopora, Hushroo Tehsil Chadoora, Budgam.
3. Guard File.

(M.S. Bhat)
Deputy Registrar,
J&K State Information Commission