



Jammu and Kashmir State information Commission

(Constituted under the Right to Information Act, 2009)

Old Assembly Complex, Srinagar. Tel/Fax No. 0194-2484269

Wazarat Road, Jammu. Tel/Fax No. 0191-2520947

File No: SIC-J-Comp/5th June/2011

Decision No: - 45 of SIC/J/Comp.
D a t e d: - 31 / 10 / 2011

Title: Sh. Raman Sharma V/s 1st Appellate Authority/PIO Deputy
Commissioner Office Jammu

Present before SCIC:

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1. Sh. Inderjeet - PIO
A.C. Revenue,
D.C. Office Jammu
 2. Sh. Raman Sharma - Complainant

This is a complaint filed by Sh. Raman Sharma against the PIO complaining there in that he had filed an application U/s 6 of the State RTI Act, 2009 seeking sought following information:-

1. Total area of land belonging to Revenue Department that is in possession of Revenue Department (Entire Jammu District).
2. Total area of land belonging to Revenue Department that is not in possession of Revenue Department.
3. Total area of land belonging to Revenue Department that is in illegal possession of individuals and land mafias.
4. Total estimated value of land that is in possession of Revenue Department.
5. Total estimated value of land actually belonging to Revenue Department but that is in illegal possession of individuals and Land Mafias.
6. Total area of land vacated from the land mafias and individuals during the period 2008,2009,2010 and till 25th march 2011. Give year wise detail.
7. Provide a copy of list showing name and address of all the land mafias/encroached land in the format made for the information.
8. Steps taken by the district administration for vacating the encroached land from mafias during the period 01/January/2011 to till date.

The PIO was under statutory obligation to dispose of the application of the information seeker within a maximum period of 30 days. It is admitted that the

order could not be passed within the prescribed time. It is further admitted that the information sought does not fall under the prohibitory provisions of Sections 8 & 9. It is informed that later on, partial information was given to the information seeker which is quite late. It is intimated by the information seeker that information pertaining to Tehsildars Jammu and Bishnah has not been received however PIO insists that information received from Tehsildars Bishnah has been dispatched on 29-06-2011. The PIO is directed to prove that the information was send on 29-09-2011 because the complainant has refused having received such information till date. The PIO is further directed to explain why penalty U/s 17 of the State RTI Act, 2009 may not be imposed. His reply if any should reach to this Commission within 30 days from the receipt of this order.

The information seeker who is obviously an activist is expected to use the information so received for public purposes and intimate this Commission about the user of such information. This is being done in view of the purpose and objectives of this Act laid down in the preamble of this Act which provides for transparency and accountability through this Act.

The PIO is directed to ensure the furnishing of balance information within 10 days from the pronouncement of this order. Though the PIO wanted further time for this, the Commission not finding any justification in extending time rejects such requests as the information is due since last 7 months.

Sd/-
(G.R. Sufi)

State Chief Information Commissioner

Copy to:

1. Sh. Inderjeet PIO, Assistant Commissioner Revenue, D.C. Office Jammu.
2. Sh. Raman Sharma, Complainant.
3. Guard File

(Satish Kumar Thaploo)
Assistant Registrar
State Information Commission

Jammu.