



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, 0194-2506660, 2506661
www.jksic.nic.in

File No. SIC/K/Comp/17/2015
Decision No. SIC/K/Comp/17/2015/60

Complaint in the case of:

Title: Mohd. Afzal Bhat v/s Principal Higher Sec. School
Hadipora, Rafiabab, Rohama,
Baramulla.

Present: 1. Ab. Rashid Lone, Vice-Principal.
2. Mohd. Afzal Bhat, Complainant.

Srinagar
06.08.2015

This is a complaint filed by Shri Muhammad Afzal Bhat r/o Edipora Bomai Baramulla before the Commission on 24.06.2015 against Principal Government Higher Secondary School Hadipora alleging non-compliance of furnishing information under RTI Act, 2009 and stating that he sought information regarding full case file of suspension of Mohammad Afzal Bhat, Senior Assistant and also requested to provide authenticated 6th Pay

Commission arrears with all installments credited towards the G.P. Fund account; but till date the information has not been furnished by the concerned. The complainant has requested the Commission to take action against the said officer.

In reply to the notice of the Commission, Principal HSS Hadipora vide letter dated 5.8.2015 filed statement of facts through Vice-Principal Shri Abdul Rashid Lone, wherein it is submitted that he provide the information to the information seeker as was lying in the office and that the applicant was under suspension w.e.f. 2011 and remained absconding till date. That due to non-availability of applicant, the then Principal/DDO calculated and prepared 6th pay arrears sheet and kept as such and had not signed it due to suspension of applicant and the amount was not drawn. That no suspension allowance was paid to him due to his continuous unauthorized absence from duty w.e.f. 17.2.2011. That 6th pay arrears were not drawn and contra credited by the then principal/DDO due to suspension and hence no document showing drawal of installments of 6th pay Commission and TV Nos. are available in the institution and therefore same were not made available to the applicant. That rest of documents desired by the applicant vide RTI No. Nil dated 4.8.2015 were made available to the applicant.

As per documents produced by complainant, RTI application dated 30.04.2015 has been responded to by Principal GHSS Hadipora on 6.5.2015. During hearing, the complainant submitted that suspension order provided to him is actually a letter from Principal to CEO Baramulla, whereas he has requested for suspension order. Vice-Principal produced copy of suspension order of the applicant. Principal HSS Hadipora is directed to provide authenticated copy of suspension order to the complaint Mr. Mohammad Afzal Bhat alongwith copy of statement of facts submitted to the Commission.

With above directions the complaint filed before the Commission is disposed of.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the: -

1. Principal, Higher Secondary School Hadipora Rafiabab, Rohama, Baramulla.
2. Mohammad Afzal Bhat s/o Saif-ud-Din Bhat r/o Edipora Bomai, Baramulla.

(G.Q. Bhat)
Registrar,
State Information Commission