



**Jammu and Kashmir State Information Commission**  
(Constituted under Right to Information Act 2009)  
Old Assembly Complex, Srinagar, Fax No. 0194- 2506660, 2506661  
Wazarat Road Near DC Office, Jammu, Fax No. 0191-2520927, 2520937, 250947-F  
www.jksic.nic.in  
\*\*\*\*\*

File No: SIC/J/A/281/2016  
Decision SIC/J/A/281/2016/294

**Sh. Mohd Ayub Ayan .**

**... (Appellant)**

V/s

**FAA/PIO: Directorate of School Education, Jammu. ...(Respondents)**

Date of Institution : 22.03.2016.  
Date of Decision : 26.04.2016  
Decision : Appeal disposed of.

Mr. Darshan Lal, Joint Director-cum-FAA,S.A.A., Directorate of School Education, Jammu, Mr. Vinod Soni, Chief Education Officer-cum-PIO, and appellant: Sh.Mohd Ayub Ayan attended the Commission.

**Brief facts:**

Appellant filed second appeal under Section 16 of J&K RTI Act, 2009 on 22.03.2016, stating that he filed RTI application on 15.10.2015 before PIO/CEO, Reasi, seeking certain information. That in response to said RTI application, appellant received a letter dated: 23.10.2015, allegedly on the pretext of not providing information. This letter has been received by the

appellant on 07.11.2015. Thereafter, he filed first appeal dated : 28.12.2015, before FAA.

As per documents enclosed with the appeal, RTI application filed by appellant on 15.10.2015, has been responded to by the PIO/CEO, Reasi vide letter dated: 23.10.2015, asking him to pay an amount of Rs.1500/- @ Rs.3/- per page. This letter has admittedly been received by appellant on 07.11.2015. It is evident that RTI application has been disposed of within period prescribed under the Act. However, appellant aggrieved by the fee charged by the CEO, Reasi at a rate higher than prescribed under the Act, filed first appeal on :28.12.2015, before the FAA. This appeal has been decided by Mr. Darshan Lal, Joint Director(SSA), Directorate of School Education, Jammu vide order dated:14.01.2016, instructing PIO to provide information to information seeker free of cost as per the provision of RTI Act, 2009 within seven days positively.

During the course of proceeding, PIO/CEO, Reasi submitted that information has been sent through registered post on 25.04.2015 and produced postal receipt, which is taken on record.

The Plea of the appellant is that PIO/CEO, Reasi delayed compliance of orders of FAA and he was constrained to file 2<sup>nd</sup> appeal. In view of the fact that information has now been sent through prescribed mode of service on 25.04.2016, the Commission directs FAA/Jt. Director(SSA), Directorate of School Education, Jammu to seek explanation of CEO Reasi for delay in compliance of his orders and take appropriate action so that PIO's follow time lines in future.

An intimation in this regard be submitted to the Commission.

Appeal is accordingly disposed of.

Sd/-  
**(Er. Nazir Ahmed)**  
**State Information Commissioner**

Copy to the :

1. Mr. Darshan Lal, Joint Director-cum-FAA, (SSA), Directorate of School Education, Jammu.
2. Mr. Vinod Soni, Chief Education Officer-cum-PIO, Reasi .
3. Appellant: Sh. Mohd Ayub Ayan, S/O Sh. Ab. Ahad Khakmat, R/O Tehsil Mahore, District Reasi.

(Renu Mahajan)  
Joint Registrar,  
J&K State Information Commission