



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/SA/48/2016
Decision No. SIC/K/SA/48/2016/25

Appellant : Sh. Khadim Hussain S/o Haji Ghulam
R/o Karkit Badgam Kargil

Respondent : FAA/PIO Employment Kargil

Date of Registration : 18.04.2016

Date of Decision : 11.05.2016

Brief facts of the case are that appellant has filed Second Appeal on 18.04.2016 under RTI Act, 2009 stating that PIO/Deputy Director Employment and Counseling LAHDC Kargil and DC Kargil has failed to provide information sought by him regarding photo state copy of answer sheet of information seeker under Roll No.8240 of General Line Teacher for which written test was conducted on 01.11.2015 and photo state copy of answer sheets of all selected candidates and waiting list of candidates of RBA category of general line teachers test conducted on 01.10.2015. It is submitted that PIO/FAA has denied information vide letter dated 28.03.2016

stating that copies of all the selected candidates cannot be provided. In light of above, he has requested to direct PIO/FAA to provide information as per RTI Act, 2009.

FAA & PIO has filed reply dated 29.11.2016 interlia submitting that First appeal has been disposed of by the FAA/Dy. Director Employment and Counseling Centre Kargil vide letter dated 28.03.2016, wherein the applicant has been advised to inspect his answer sheet personally on 11.04.2016. The respondents have further submitted that no application was received by their office on behalf of the applicant before filing of First Appeal. Thereafter, Xerox copy of the answer sheet of the appellant bearing Roll No.8240 was dispatched through registered covered No.EE 899859837 dated 07.04.2014. Further, Second request regarding evaluated answer sheets of all the selected candidates and waiting list of RBI Category was refused due to involvement of 3rd Party.

Regarding Point-2 of application, PIO vide letter dated 28.03.2016 has informed appellant as under:-

“The photocopies of answer sheet of all the selected candidates cannot be provided as the information pertains to personal information of third party and disclosure of such information not warranted largest interest of public. Hence the request is not acceptable.”

Since the Xerox copy answer sheet of the appellant has been provided, no further action is warranted in view of the fact that it is the consistent stand of the Commission that answer sheets of candidates (other than the appellant) cannot be provided, as no larger public interest has been shown by the appellant.

The appeal is accordingly disposed of.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the:-

1. Deputy Commissioner/CEO LAHDC Kargil
2. FAA/ Dy. Director District Employment and Counseling Centre
Kargil
3. PIO/ District Employment and Counseling Centre Kargil
4. Pvt. Secy to HSIC (K)
5. Sh. Fayaz Ahmad S/o Muhammad Hussain R/o Kharboo Drass
Kargil

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