



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/37/2016
Decision No. SIC/K/SA/37/2016/27

Appellant : Sh. Gh. Nabi Mir S/o Gh. Mohi-ud-Din Mir
R/o Village Tumina Kupwara

Respondent : PIO Revenue Department

Date of Registration : 22.03.2016

Date of Decision : 16.05.2016

Brief facts of the case are that Second Appeal has been filed before the Commission on 08.03.2016 stating that he requested PIO Revenue Department Kupwara on 27.22.2015 for providing information pertaining to acquaintance roll w.e.f. 1985 to 2014 for land under Survey No. 880 situated at Gund Zonaresh Kralpora presently under occupation of Army but said authority failed to provide information during prescribed period. That he preferred First Appeal before First Appellate Authority/Deputy Commissioner Kupwara on 04.01.2016, but documents provided to him were not up to mark as entries made were suspicious and did not serve any purpose and acquaintance roll provide to him shows date 2005 to 2013 thus the

previous period was kept silent. The appellant has requested the Commission that concerned authority may be advised to provide the information under RTI Act 2009 to him at an earliest.

During scrutiny, deficiencies were found, which were communicated to appellant vide notice dated 10.03.2016. Upon completion of deficiencies, the appeal was admitted on 22.03.2016.

In counter reply/response to Second Appeal, PIO/ADC Kupwara vide letter dated 09.05.2016 submitted as under: -

1. *“That the application submitted by the appellant on 27.11.2015 was forwarded to Tehsildar Kupwara for providing requisite information.*
2. *That as per report received from Tehsildar Kupwara vide No. TK/N/1456 dated 29.2.2016, the copy of available records (A Roll) showing the name of owner/tenant and amount of rent received has been given to the applicant.*
3. *That with regard to information w.e.f. 1985-2005 it is submitted that as per report of Tehsildar Kupwara vide No. TK/N/120 dated 7.2.2016 that as per available records the information has been already provided to the applicant on 23.11.2015 by his office. The Tehsildar further report that the records prior to year 2005 couldn't be traced due to outbreak of fire in Tehsil Office on 13.05.2005. the report Tehsildar and copy of FIR are enclosed at Annexure C and C1”.*

During proceedings in the Commission on 10.05.2016 in the another case against the same PIO, the appellant admitted to have received the information pertaining to this application, but pointed out over-writing in year to which it pertains. PIO/ADC Kupwara was accordingly directed to

verify this allegation and provide true and attested copy of the information to the appellant from the concerned Tehsildar.

In view of above, the appeal filed before the Commission is disposed of with direction to PIO to file compliance report of directions referred to above.

Sd/-
(Nazir Ahmed)
State Information Commissioner

Copy to the:-

1. Deputy Commissioner, Kupwara
2. ADC Kupwara
3. Pvt. Secy to HSIC (K)
4. Gh. Nabi Mir S/o Gh. Mohi-ud-Din Mir R/o Village Tumina Kupwara

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