



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/CO/SA/442/2017

Case No. SIC/ CO/SA/442/2017/941

Appellant : Ms. Umara Yaseen.
Respondent : PIO J&KSSB.
Date of decision : 06-04-2017.
Decision : Appeal disposed of.

I. Brief facts of the case.

The appellant has filed this 2nd appeal before the State Information Commission on 02-02-2017 against the First Appellate Authority (FAA)/Public Information Officer (PIO) J&K Service Selection Board. The appellant has alleged that in response to her RTI application, first the PIO, did not provide her the information. Thereafter, the appellant filed the 1st appeal before the First Appellate Authority (FAA) J&KSSB. However, the FAA also did not provide her the information. The appellant has requested the Commission to direct the concerned PIO, to provide her the information sought.

As per the records of the file, the applicant has submitted her RTI application under J&K RTI Act, 2009 to the PIO, JKSSB on 25-10-2016 for seeking merit points of the candidates shortlisted for the post of Junior Legal Assistant

(State Legal Service Authority) Divisional Cadre Kashmir. The PIO J&KSSB, Jammu vide letter dated 17-11-2016 has denied the information to the appellant on the grounds that selection list of the candidates for the above referred posts is yet to be issued and the information sought will be provided to her after the selection process is completed. Thereafter, the appellant filed the 1st appeal before FAA, J&KSSB, Jammu on 23-11-2016. Later on, against the non-response of FAA the appellant has filed the instant 2nd appeal before this Commission.

On scrutiny of documents of 2nd appeal some deficiencies were noticed, which were got completed by the appellant on 13-02-2017 and accordingly appeal was admitted.

II. Proceedings before the Commission.

During the proceedings before the Commission on 10-03-2017, the PIO J&KSSB produced a reply of RTI application addressed to the appellant with a copy to the Commission. The appellant had sought adjournment of the case citing inability to attend the hearing at Jammu as she had to come from Srinagar. The Commission was pleased to adjourn the case with the following directions:

"Case is adjourned with the directions to Shri Abdul Rashid Dar, Additional Secretary-cum-PIO, J&K Service Selection Board to send a copy of the reply to the appellant by post. Appeal be listed again on 6th April, 2017 at Srinagar office of the State Information Commission for ascertaining the compliance of the Commission order. Appellant be asked to present herself on the next date of hearing".

In pursuance to the above directions of the Commission, the case was listed for hearing at Srinagar office of the Commission on 06-04-2017. Administrative Officer, J&KSSB, Srinagar attended the hearing and submitted that in compliance to directions of the Commission a copy of the information dated 08-03-2017 has been

forwarded to the information seeker through registered post on 11-03-2017. Further he submitted the copy of the postal receipt as evidence thereof. Appellant did not attend the hearing despite the fact she was informed to attend the Commission at Srinagar on the date of hearing.

III. **Decision:**

Commission has gone through the information provided to the appellant by PIO, J&KSSB, Jammu vide letter dated 08-03-2017 and is of the view that requisite information has now been provided to the appellant.

The 2nd appeal is accordingly ordered to be closed.

-sd-

(Khurshid A. Ganai) IAS Retd.,
Chief Information Commissioner.

Copy to the:

1. First Appellate Authority (FAA)/Public Information Officer, (PIO, JKSSB, Jammu for information.
2. Ms. Umara Yaseen D/o Mohammad Yaseen Bhat R/o 68/3 Near Al-Hadees, Masjid, Solina, I.G Road, Srinagar for information.
3. Guard file.

(Shiekh Fayaz Ahmad)
Registrar,
JK State Information Commission.