



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/426/2017
Case No. SIC/ CO/SA/426/2017/952

Appellant : Sh. Koushal Parihar
Respondent : PIO J&K Fisheries Department.
Date of decision : 08-05-2017
Decision : Appeal disposed of.

I. Brief facts of the case.

Brief facts of the case are that the appellant who is the resident of the J&K State while exercising his right to Information filed a RTI application dated 28-09-2016 with Joint Director-cum-PIO Fisheries Department seeking information on five points inter-alia relating to appointments made in the fisheries Department after 01-01-1996 and the copies of service books of same appointees. Thereafter, the appellant filed 1st appeal before Director-cum-FAA, Fisheries Department on 04-10-2016 against the alleged inaction of the PIO in providing him the requisite information. Finally the appellant approached the Commission by filing 2nd appeal with the request for directing the PIO to provide him the requisite information.

As per the record First Appellate Authority (FAA) has responded in the 1st appeal by providing him the reply vide FAA's communication dated 30-11-2016 and again on 30-01-2017.

II. Proceedings before the Commission.

The case came up for hearing before the Commission on 30-03-2017 which was attended by the FAA and PIO. Respondents submitted that part information has been provided to the appellant.

The respondents were directed to bring all the givable information before the Commission and in the meantime balance information be provided to the appellant.

Vide Commissions interim order dated 20-04-2017 the respondents were directed to provide the copy of written statement to the appellant before the next date of hearing.

The case was listed for final hearing before the Commission on 08-05-2017 which was attended by FAA and PIO. However, the appellant did not cause his appearance. Respondents submitted that information upto 2014 has been provided to the appellant and the remaining information the record of which was washed away in the floods of 2014 is being reconstructed. Respondents further submitted that the only information which is pending is regarding the seniority list, tentative list of the which has been prepared and uploaded on the official web-site of the Department and it will be provided to the appellant on its finalization.

The appellant has failed to appear before the Hon'ble Chief Information Commissioner.

III. **Decision:**

After hearing the respondents and going through the record, the PIO is directed to furnish the remaining information to the appellant as per his RTI application within 21 days from the date of issue of this order through registered post under intimation to the Commission

The appeal is accordingly disposed of subject to the above directions.

-sd-

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

Copy to the:

1. Public Information Officer, J&K Fisheries Department for information.
2. Shri Koshal Parihar (Advocate) R/o 43-B Ext Lane No-20 Bhawani Nagar, Janipur, Jammu for information.
3. Guard file.

(Dr. Ghulam Mohi-u-din Ganai)
Joint Registrar,
JK State Information Commission.