



Jammu and Kashmir State Information Commission

شہن یشن کم یٹ انفارم ی ر اس ٹ ی ن ڈ کشم ی جموں ا

(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/457/2017

Decision No. SIC/CO/SA/457/2017/955

Appellant : Sh. Nisar Ahmad Lone

Respondent : First Appellate Authority (FAA)/
Public Information Officer (PIO), O/o.
Project Chief IWDP (Hills), J&K Government

Date of Decision : 18.05.2017

Brief Facts:

Appellant filed RTI application dated: 03.12.2016 with Public Information Officer (PIO), O/o. Project Chief, IWDP (Hills), J&K Government requesting for the following information:

- (i) Appointments/Adjustments of all project borne employees of IWDP (Hills) with comprehensive details comprising of date of appointment, date of regularization, date of promotion with qualification and present posting of all employees and gross salary per employee.

The PIO had not been able to provide the information in time but had asked the appellant to come to his office for obtaining the information that was available.

Aggrieved by this order the appellant submitted First Appeal dated: 11.01.2017 before the FAA/Joint Director, IWDP Hills, J&K Jammu. While there has not been final disposal of the First Appeal, the appellant filed 2nd appeal before the Commission on 02.03.2017. After completion of the deficiencies, the 2nd appeal was finally admitted on 27.03.2017.

Proceedings:

The first hearing of the 2nd appeal took place on 09.05.2017. The PIO agreed to provide the information to the appellant. Subsequently the case was adjourned with following directions:

"It was noted with concern that the information sought for by the appellant had neither been provided to him by the PIO nor by the FAA. In fact, the FAA had not disposed of the First Appeal within the stipulated time with the result the appellant had to come to the State Information Commission in 2nd appeal under section 16 of the J&K RTI Act, 2009. Since the PIO now agreed to provide the information, as sought for by the appellant through his original RTI application, the case was adjourned with the directions that the PIO will indeed provide the information and report compliance by or before the next date of hearing."

The case was again listed for hearing before the Commission on 18.05.2017 which was attended by Sh. Abdul Dayim, PIO, IWDP Hills J&K and the appellant. The PIO informed that he has provided the balance information to the appellant vide his no. 79-81/PC/IWDP-RTI-1297(V) dated: 15.05.2017. During the hearing today on 18.05.2017, the appellant has also conceded that he has received the requisite information and that no information is now pending with the PIO.

Decision:

As the request of the appellant has now been met with the provision of information sought by him, the appeal is accordingly disposed of. Although the PIO,IWDP Hills, J&K has now provided the information after filing of 2nd Appeal by the appellant and has put in efforts to compile the same, he is directed to be careful in future while dealing with the RTI applications.

Sd/-
(Khurshid A. Ganai) IAS Retd.
Chief Information Commissioner

No.SIC/CO/SA/429/2017

Dated: 05.2017

Copy to:-

1. FAA,O/o Project Chief IWDP(Hills), J&K Govt.Srinagar, Silk Factory Road, Rajbagh,Srinagar.
2. PIO,O/o Project Chief IWDP(Hills), J&K Govt.Srinagar, Silk Factory Road, Rajbagh, Srinagar.
3. Appellant, Shri Nisar Ahmad Lone S/O Mohammed Akbar Lone, R/O Dar Ganie Gund Aripal, Tral-192123 Pulwama, Kashmir..
4. Office file.

(Skeikh Fayaz Ahmad)
Registrar
J&K State Information Commission