



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

FINAL ORDER

File No. SIC/K/SA/17/2017
Decision No. No. SIC/K/SA/17/2017/**22**

Appellant : Shri Syed Mohammad Yasin
Respondent : First Appellate Authority (FAA)/Mission
Director ICDS J&K, Public Information Officer
(PIO)/District Programme Officer (DPO) ICDS
Pulwama

Date of Registration : 16.03.2017

Date of Decision : 07.07.2017

Brief Facts:

Brief Facts of the case are that Shri Syed Mohammad Yaseen filed the 2nd Appeal before the Commission on 26.09.2016 against FAA/Mission Director ICDS J&K and District Programme Officer ICDS, Pulwama. The appellant has submitted that PIO has failed to respond to his RTI application within prescribed period and the FAA has not made any communication on the First Appeal filed before him on 25.05.2016. The appellant requested the Commission that the information sought through his RTI application be provided to him as early as possible.

As per records enclosed, the appellant, then applicant vide RTI application dated 24.04.2016 sought information on 8 points from the

PIO/District Programme Officer, Pulwama relating to selection/engagement of Anganwadi workers in ICDS Project kakpora Pulwama in the year 2005. Against no response of the PIO, the appellant filed First Appeal before FAA / Joint Director ICDS J&K State on 25.05.2016.

On scrutiny of documents, some deficiencies were pointed out and the 2nd appeal was barred by limitation. The appellant completed the deficiencies and also filed application for condonation of delay on 23.11.2016. The Commission was pleased to condone the delay and the 2nd appeal was admitted on 16.03.2017.

Proceedings before the Commission:

The 2nd appeal was listed for hearing before the Commission on 16.05.2017 and after hearing the parties, following interim directions were issued:

"District Programme Officer, Pulwama/PIO is directed to go through all the queries of the original RTI application of the appellant and provide him the information as per records within three weeks from the date of issue of this order."

The 2nd appeal was again listed for hearing today on 09.07.2017. Mr G A Sofi FAA/Director ICDS, J&K, Mr Aashiq Hussain District Panchayat Officer (DPO)/PIO Pulwama and appellant Shri Syed Mohammad Yaseen attended the hearing. During the proceedings before the Commission, the appellant informed that in compliance to the directions of the Commission dated 16.05.2017, the PIO provided him the information vide letter dated 16.05.2017. But on perusal of the reply, it was found that incomplete information has been provided to him and query No. 3 of the RTI application has not been responded as per the directions of the Commission.

The PIO submitted that the information as per the records stands provided to the appellant. Further, he submitted that the appellant wants

him (PIO) to reply to him/give opinion with respect to certain hypothetical questions.

Directions

The matter is decidedly an important matter. The appellant has been trying to obtain information from the PIO/Programme Officer ICDS, Pulwama about the procedure adopted and basis for selection of Anganwardi workers (AWs) way back in 2005. He has a grievance that the AWs were not selected on the basis of prescribed criteria and eligibility. Accordingly, the PIO/Programme Officer ICDS Pulwama is to provide all the information relating to the criteria adopted by the then Selection Committee for engagement of Anganwadi workers for ICDS Project Block Kakapora for the year 2005 besides providing the appellant copy of the advertisement notice and copies of selection panels prepared thereof for Kakapora block within three weeks from the date of receipt of this order with an intimation to this Commission.

With these directions, the 2nd appeal filed before the Commission is disposed of.

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

Copy to:

1. FAA/Director ICDS J&K
2. District Programme Officer ICDS/PIO Pulwama
3. Appellant-Shri Syed Muhammad Yaseen S/o Late Syed M. Mubarak
R/o Puchal, Pulwama
4. Office file

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