

**Before the Chief Information Commissioner, J&K State Information  
Commission (J&KSIC), Srinagar**

File No.SIC/CO/Comp/150/2017

Dated: 22/09/2017

**Interim Order**

**Subject: Complaint U/S 15 of the J&K RTI Act,2009 titled Balvinder Singh  
V/S PIO,GAD,Civil Secretariat, Srinagar**

**Proceedings before the Commission on 22.9.2017 .**

1. This instant complaint came up for the hearing before the Commission today on 22.09.2017. Shri Imteeaz Kacho, PIO, GAD attended the hearing. Shri Balvinder Singh,( RTI Activist & Convenor, Sangarsh RTI Movement) complainant was heard through video conferencing from SIC's Jammu office.
2. The complainant reiterated the averments made by him in his complaint submitted to the Commission on 19.04.2017 under Section 15 of the J&K RTI Act,2009 regarding mandatory and suo-moto disclosure of information by the Public Authorities in J&K under Section 4 of the Act and the need for issuing a direction to the Chief Secretary of the Govt. of J&K for ensuring strict compliance of the provisions of the said Section. The complainant has enclosed copy of the orders of the Chief Information Commissioner , Maharashtra dated 16.04.2017 on a complaint filed by Shri Shailesh Gandhi ( Complainant) wherein the CIC, Maharashtra has issued directions to the Chief Secretary, Maharashtra in terms of Section 19(8)(a) of the Central Right to Information Act,2005. The complainant Sh. Balvinder Singh has requested the Commission to pass similar orders under Section 16(9)(a) to Chief Secretary, J&K. The complainant has prayed for direction from the State Information Commission to the effect that Govt. should create an online register in every office which has a PIO and put a single platform for all the RTI applications in every office at every level where RTI applications are submitted and filed and also uploaded this

information on the websites of the Public Authorities so that the applicants can also access the vital information

3. The contention of the complainant has been taken note of.
4. The PIO,GAD also filed the reply which is taken on record. The reply gives details of steps taken by the GAD for ensuring smooth implementation of Section 4 and other provisions of the J&K RTI Act,2009 in the State Government.
5. The PIO submitted that he will come up with the status report on the next date of hearing.

**Directions.**

**PIO is directed to seek the guidance of the Chief Secretary and Commr/Secretary, GAD for preparing reply /report. A copy of the complaint alongwith all the Annexures be again sent to the PIO,GAD for preparation of the said reply/report. Another complaint under Section 15 of the RTI Act pertaining to the same subject of mandatory/suo-moto disclosure of information under Section 4 filed by Dr.Shaikh Gh.Rasool. Chairperson, RTI Movement, J&K has been dealt with separately. The respondents may take note of the directions issued in that complaint also.**

**Case adjourned with the above directions.**

**The Registry is directed to fix the hearing on the next available date and inform the parties accordingly.**

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