



## Jammu and Kashmir State Information Commission

جموں اینڈ کشمیر اسٹیٹ انفارمیشن کمیشن

(Constituted under the Right to Information Act, 2009)

Wazarat Road, near DC Office Jammu, 0191-2520947, 2520937

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File No. SIC/K/SA/62/2017

Decision No. No. SIC/K/SA/62/2017/52

### Final Order

Appellant: Mr. Imtiyaz Ahmad Thoker S/o Ali  
Muhammad Thoker R/o Lasjan near JK  
Bank, Srinagar

Respondent: First Appellate Authority (FAA)/Addl.  
District Development Commissioner,  
Srinagar, Public Information Officer  
(PIO)/Collector Land Acquisition, PWD,  
Srinagar

Date of Registration : 18-08-2017

Date of Decision : 24-10-2017

### Brief Facts:

The brief facts of this 2<sup>nd</sup> appeal are that the appellant Mr. Imtiyaz Ahmad Thoker filed this appeal against PIO/Collector Land acquisition, Srinagar and FAA/Addl.

District Development Commissioner, Srinagar before the Commission on 20-07-2017. The appellant has filed the instant appeal on the ground that in reply to his RTI application dated 11-01-2017, PIO provided him incomplete information. Thereafter, the FAA vide order dated 12-04-2017 directed the PIO to provide him complete information. However, till date full information has not been provided to him. The appellant has requested the Commission to direct PIO to provide him complete information sought vide RTI application dated 11-01-2017.

As per records of the 2<sup>nd</sup> appeal, the appellant has filed RTI application before PIO office of Divisional Commissioner, Kashmir on 11-01-2017 for seeking information with regard to acquisition of land for four laning of Bye-pass road at Lasjan Srinagar. The application was forwarded to the Collector Land Acquisition, National Highway/PWD, Srinagar (Assistant Commissioner Revenue, Srinagar) under section 6 (3) of J&K RTI Act by PIO/Deputy Director, Planning with Divisional Commissioner, Kashmir.

The Collector Land Acquisition, PWD Srinagar vide letter dated 14-02-2017 has provided information to the appellant. Not satisfied with reply of PIO, the appellant filed First appeal before FAA on 13-03-2017. The FAA has disposed of the First appeal vide order dated 12-04-2017 with directions to PIO to provide the information to the appellant as per his request. In compliance to directions of FAA, the Collector Land

Acquisition, PWD Srinagar vide letter dated 29-04-2017 provided information consisting of 19 leaves to the appellant. The appellant was not satisfied with the information and accordingly approached the Commission with 2<sup>nd</sup> appeal on 20-07-2017. On scrutiny of documents, some deficiencies were found in the 2<sup>nd</sup> appeal which the appellant completed on 18-08-2017 and the 2<sup>nd</sup> appeal was admitted on that date.

**Proceedings before the Commission:**

The 2<sup>nd</sup> appeal came up for hearing today on 24-10-2017. Mr. M. M. Farid-ud-din, Addl. District Development Commissioner/FAA, Mr. Ghulam Nabi representative of PIO and the appellant Mr. Imtiyaz Ahmad Thoker attended the hearing. The representative of the PIO submitted before the Commission that the information as per records available in the office of Collector PWD has been provided to the appellant vide letter dated 14-02-2017 and 29-04-2017. The appellant admitted to have received the information but submitted that full information has not been provided to him. The appellant has stated that Shajrah under and in terms of Notifications dated 04-01-2013 and 19-09-2015 as also the final award has not been provided to him, to which the representative of PIO Mr. Ghulam Nabi has submitted that he has no objection in providing the same.

**Decision**

The PIO/Collector Land Acquisition, PWD, Srinagar is accordingly directed to provide Shajrah of Notifications dated 04-01-2013 and 19-09-2015 and also the final award to the appellant within a week's time from the date of receipt of this order.

With these directions, the 2<sup>nd</sup> appeal filed before the Commission is disposed of.

Sd/-  
(Mohammad Ashraf Mir)  
State Information Commissioner

Copy to the:-

1. First Appellate Authority (FAA)/Addl. District Development Commissioner, Srinagar,
2. Public Information Officer (PIO)/Collector Land Acquisition, PWD, Srinagar
3. Mr. Imtiyaz Ahmad Thoker S/o Ali Muhammad Thoker R/o Lasjan near JK Bank, Srinagar

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