



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/Comp/152/2017

Decision No. SIC/CO/Comp/152/2017/**999**

Final Order:

Appellant : Sh. Tahir Rashid.
Respondent : FAA/PIO J&K Service Selection Board (SSB).
Date of decision : **09-11-2017**
Decision : Complaint disposed of.

Facts:

Briefly the facts of this complaint are that the complainant approached the Public Information Officer, (PIO) J&K Service Selection Board (SSB) with RTI application dated 11.05.2017 seeking the following information:

- i. List of shortlisted candidates for the posts issued vide Notification No. 03 of 2012 under Item No. 103, 130, 114 and 019 along with their marks/merit list.
- ii. Criteria formulated for which the selection has been made and the reasons thereof.
- iii. OMR answer sheets of following candidates:
 - a) Tahir Rashid S/o Late Abdul Rashid, Item No. 103 & 114, 03 of 2012.
 - b) Irshad Ahmad Naikoo, S/o Abdul Ghani Naikoo, Item No 103, 03 of 2012.

The PIO did not dispose of his RTI application within the stipulated time under section 7(1) of the J&K RTI Act, 2009, resulting in filing of complaint with the SIC under section 15 of the Act.

Proceedings before the State Information Commission(SIC):

The complaint came up for hearing before the SIC today on 09-11-2017. The hearing was attended by Dr. Rehana Akhtar Bijli, PIO J&K, SSB. The complainant was heard through video conferencing from Srinagar office of the SIC. During the hearing the complainant insisted for provision of the information sought by him in his RTI application. The SIC informed the complainant that under the provision of section 15 of the J&K RTI Act, 2009 governing complaints, the SIC has only the powers to inquire whether the PIO has made contravention of the provisions of the Act pertaining to the responsibilities of the PIO and whether he is liable for penalty under section 17 of the Act and that for provision of information, filing of 2nd appeal with the SIC is the only way after the disposal of 1st appeal.

Decision:

Since the PIO voluntarily agreed to provide the requisite information to the complainant, the complaint is accordingly, disposed of with directions to the PIO to provide information free of cost to the complainant within 15 days from the date of receipt of this order.

With these directions, the complaint is disposed of.

Copy of order be provided to the parties free of cost.

-sd/-

(Khurshid A. Ganai) *IAS Retd.*,
Chief Information Commissioner,
J&K State Information Commission.
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Copy to the:

1. First Appellate Authority (FAA) J&K Service Selection Board for information.
2. Public Information Officer (PIO), J&K Service Selection Board for information & compliance.
3. PS to CIC for information of HCIC.
4. Sh. Tahir Rashid, S/o Late Abdul Rashid Katwari R/o Syed Pora, Hamchi, Naseem Bagh, Alstang, Srinagar-190006.
5. Guard file.

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