

**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](http://www.jksic.nic.in)

File No. SIC/CO/SA/473/2017  
Decision No. SIC/CO/SA/473/2017/**1001**

**Final Order**

Appellant : Sh. Shahid Raza.  
Respondent : FAA/PIO, J&K Service Selection Board (SSB).  
Date of decision : **26-10-2017**  
Decision : Appeal disposed of.

**Facts:**

Briefly the facts of this case are that appellant filed RTI application with Chairman J&K Service Selection Board (J&K SSB) seeking copies of qualification documents of two candidates namely Sh. Yasir Ahmad S/o Javid Ahmad R/o Village Sarnia, District Poonch and Sh. Lal Hassan S/o Mohammad Shreif R/o Dirgla District Poonch who were selected for the post of teacher (Physically Handicapped Category) vide advertisement No 2 of 2012 dated 17-11-2012 item No. 078 and also viva marks list of all the candidates in Viva-Voice list.

As the appellant did not get any response from the PIO, he filed 1<sup>st</sup> appeal dated 04-11-2016 with First Appellate Authority (FAA), J&K SSB against the inaction of the PIO. The FAA while disposing of the appeal on 27-01-2017 directed the PIO to furnish the requisite information to the appellant.

Finally the appellant approached State Information Commission (SIC) in 2<sup>nd</sup> appeal stating therein that he has not been provided the requisite information sought by him through his basic RTI application. His 2<sup>nd</sup> appeal was admitted in the SIC on 05-07-2017. The period of disposal of the appeal by the SIC was extended by another 60 days w.e.f 05-09-2017 in terms of section 16(11) to enable more hearings for disposal.

**Proceedings before the Commission on 20-10-2017:**

The appeal was listed for hearing before the SIC on 15-09-2017. The hearing was attended by Sh. Abdul Rehman Bhat, PIO, J&K SSB, however the appellant did not attend despite due notice. The PIO informed that the information sought by the appellant has been provided to him vide communication dated 19-07-2017. The case was adjourned in order to provide the appellant an opportunity of being heard.

The appeal was again listed for hearing before the SIC on 26-10-2017. Sh. Abdul Rehman Bhat, PIO, J&K SSB attended the hearing. The appellant again did not appear for video conferencing from Poonch or Jammu office of the SIC despite having been informed through prescribed mode of service. During the hearing, the PIO reiterated his earlier version that information already stands provided to the appellant. The PIO has also submitted the counter reply to the 2<sup>nd</sup> appeal to that effect.

The SIC heard the PIO and perused the record.

**Directions:**

***The SIC observes that the information available on record appears to have been provided to the appellant. The SIC has no reason to disbelieve the PIO as the appellant has neither appeared before the SIC nor filed any rejoinder by way of rebuttal to the assertions of the PIO, J&K SSB.***

**The 2<sup>nd</sup> appeal is accordingly disposed of.**

Copy of the order be provided free to the parties.

**-sd/-**

(Khurshid A. Ganai) **IAS Retd.**,  
Chief Information Commissioner,  
J&K State Information Commission.  
\*/imi/\*

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.
3. PS to CIC for information of HCIC.
4. Sh. Shahid Raza, S/o Syed Anwar Hussian, R/o Tehsil Mendi District Poonch-185101.
5. Guard file.

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