



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/K/SA/63/2017
Decision No. SIC/K/SA/63/2017/49

Final Order

Appellant : Sh. Malik Mohammad Mushtaq

Respondent : First Appellate Authority
(FAA)/Deputy Commissioner, Pulwama,
Public Information Officer
(PIO)/Tehsildar Pampore

Date of Registration : 23.08.2017

Date of Decision : 11-10-2017

Brief Facts:

Brief facts of this 2nd appeal are that the appellant Sh. Malik Muhammad Mushtaq filed the 2nd appeal against the FAA/PIO O/o Dy. Commissioner Pulwama on 23.08.2017. The appellant has alleged that the PIO O/o Deputy Commissioner, Pulwama has failed to respond his RTI application dated 31-05-2017 within the stipulated period and accordingly he filed First appeal before the FAA on 14.07.2017. Meanwhile, he

modified the RTI application and informed the PIO to provide him information with respect to clause (a) and (b) only of his RTI application. The appellant has submitted that the Tehsildar, Pampore vide letter dated 03.08.2017 provided him incomplete and misleading information. The appellant has requested the Commission to direct the respondent to furnish him complete information without any ambiguity and without any further delay.

As per the records of the 2nd appeal, the appellant vide RTI application dated 31.05.2017 sought information on six points (a to f) from the PIO O/o Dy. Commissioner, Pulwama regarding Sehti Indraj Mutation numbers in Tehsil Pampore. The PIO O/o Dy. Commissioner, Pulwama vide letter dated 12.06.2017 transferred the RTI application of the appellant to Tehsildar Pampore as per Section 6(3) of the J&K RTI, Act, 20019 directing him to provide the necessary information directly to the information seeker under the provisions of the Act.

The 2nd appeal came up for hearing today on 11.10.2017. Shri Ali Mohammad Najjar APIO/Tehsildar Pampore, Sh. Zahoor Ahmad representative from the O/o Dy. Commissioner, Pulwama attended the hearing. The appellant did not attend.

The APIO/Tehsildar Pampore vide letter dated 18.09.2017 has submitted para wise reply/counter statement which is taken on record.

The FAA/Deputy Commissioner, Pulwama has also filed his reply vide No. DCP/RTI/App/76-77 dated 26-09-2017.

During the proceedings the APIO/Tehsildar Pampore submitted that the requisite information as per the RTI application of the information seeker has been provided to him.

In view of the submission made by the Tehsildar Pampore/PIO and D.C. Pulwama/FAA through their written replies and also verbally by Tehsildar Pampore/PIO that the information sought by the appellant has already been provided, there is now no need for any further hearing or order in the appeal. This 2nd appeal is accordingly disposed of on the above grounds.

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

Copy to the:-

1. FAA/Dy. Commissioner, Pulwama
2. PIO O/o Dy. Commissioner, Pulwama
3. APIO/Tehsildar Pampore
4. Appellant-Sh. Malik Mohammad Mushtaq (Advocate) C/o Munsif Court Pampore R/o Drangabal Pampore
5. Office file.

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