



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/J/A/121/2017

Decision No. SIC/J/A/121/2017/**137**

Final Order

Appellant : Sh. Rashu Kanna, R/o Lane No-03, Block No-10 TRT
No-13
So called Mini Satellite Township, Jagati, Nagrota,
Jammu .

Respondent : FAA/PIO, Relief & Rehabilitation Department.

Date of Registration : 13.10.2017

Date of decision : **09-02-2018.**

Decision : Appeal disposed of.

Brief Facts:

Briefly, the facts of this case are that the appellant Sh. Rashu Kanna, while exercising his right to information filed an RTI application with the Public Information Officer (PIO) Relief & Rehabilitation Department on 19-09-2017 seeking information about the details of migrant families allotted TRTs at Satellite Township for KP Migrants at Jagti Nagrota from Block No. 1 to 29 till 10th of September 2016 including name of head of the family, Parentage and number of souls, details of Doda/Baderwah migrant families allotted TRTs at Jagti along with year of allotment till 10th day of September 2016, number of TRTs found locked from Block 1 to 176 at Jagti

till 10th day of September 2016 during process of verification by CID Department in Jan-Feb 2016 and Z.O Jagti from time to time, action taken report to vacate these TRTs, details and number of TRTs along with Block Nos 1 to 176 were no Possession slips or orders of allotment have been issued to illegal occupants till 10th day of September 2016, information whether Z.O/Ex-Camp Commandant Jagti has authority to break lock of a migrant family residing at Trt. No-8 Block No.11 in 2014-15 having possession on ground along with possession slip from same public authority, list of un-allotted TRTs at Jagti Nagrota from Block No-1 to 176 including Block No. and TRT No till 10th day of September 2016, list of TRT allottees of Jagti from Block No 1 to 29 till 10th day of September 2016 whose files have not been transferred from different Zones of Jammu to Z.O's Jagti Camp, details of Transfer/mutual exchange of TRTs from Block No-30-176 vide DIP/J-11173 dated 17-03-2011 to new blocks from 1 to 29 w.e.f 21st day of February 2014 by Ex-ZO Jagti, information whether TRT Veranda (Gallery) allotted to Migrant family can be sublet, copies of action taken report till 10th day of September 2016 in connection with un-allotted TRTs, whether by lanes and parks can be encroached upon by inmates for growth of vegetables, total numbers of self styled/unregistered committees formed in Jagti including name and parentage President/Chairman/name whether any ban on forming of these committees has been imposed by Relief Commissioner (M) (J&K) till date.

On failure of the PIO to provide the information within the specified period, the applicant filed 1st appeal before the FAA on 21-10-2016. The FAA vide his order dated 08-12-2016 rejected the appeal on the ground that the information sought by the applicant was bulky and voluminous and would divert the meager human resources of the Public Authority disproportionately, and upheld the order of the PIO

refusing to provide the information. Aggrieved with the order of FAA, the appellant filed this appeal with the Commission.

Proceedings before the State Information Commission(SIC):

The instant 2nd appeal came up for hearing before the State Information Commission on 18-12-2017. The hearing was attended by the PIO and appellant. The PIO submitted that even after rejection of his appeal by the FAA, he provided the information to the appellant on 19-10-2016. The applicant stated that the said information was incomplete. The PIO contended that the appellant has asked for voluminous information which required updation of records by the Public Authority and whatever was available has been provided to him. The compilation of information required a lot of time. In its interim direction, the Commission granted one month's time to the PIO to go through the RTI application and compile the up to date information for providing the same to the appellant. The PIO was also directed to file counter reply to the 2nd appeal. Besides the FAA/Commissioner Relief and Rehabilitation was also directed to attend the next date of hearing and the appeal was accordingly adjourned.

The instant appeal came up for final hearing before the Commission today on 09-02-2018. The hearing was attended by Sh. M.L Raina Relief Commissioner/First Appellate Authority (FAA), Ms. Ashima Sher, Public Information Officer (PIO) and the appellant.

Decision:

During today's hearing the PIO furnished a set of revised information with upto date details with regard to the queries raised by the appellant in his RTI application. The revised reply was handed over to the appellant during the hearing. The PIO also stated that in case the appellant still wants some more information, he can have the inspection of records at any time. Since the information sought for by the appellant has

been provided by the PIO, the appeal is disposed of. However, in case the appellant requires some clarification about the information so provided, he can approach the PIO and seek such clarifications within a period of 15 days from the date of the receipt of this order.

The PIO is directed to provide necessary clarifications or facilitate inspection of records if the appellant so desires within the aforementioned period.

-Sd-

(Mohammad Ashraf Mir),
State Information Commissioner,
J&K State Information Commission.
/imi/

No. SIC/J/A/121/2017

Dated: / /2018.

Copy to the:

- 1 Registrar, JKSIIC for information.
- 2 First Appellate Authority (FAA) O/o Relief & Rehabilitation, Commissioner (M) Canal Road, Jammu for information.
- 3 Public Information Officer (PIO) O/o Relief & Rehabilitation, Commissioner (M) Canal Road, Jammu for information and compliance.
- 4 PS to SIC for information of HSIC.
- 5 Sh. Rashu Kanna, R/o Lane No-03, Block No-10 TRT No-13, Mini Satellite Township, Jagati, Nagrota, Jammu.
- 6 Guard file.

(Reeta Koul)
Deputy Registrar,
J&K State Information Commission