



**Jammu and Kashmir State Information Commission**  
(Constituted under Right to Information Act 2009)  
Old Assembly Complex, Srinagar, Fax No. 0194-2506661, 2506662  
Wazarat Road Near DC Office, Jammu, Fax No. 0191-2520947, 2520937  
www.jksic.nic.in  
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File No. SIC/CO/SA/538/2017  
Decision No. SIC/CO/SA/538/2017/1059

**Final Order**  
**(Second Appeal)**

Appellant : Ms. Shashi Bala, President Barav Kali Mandir Dream City, Muthi Jammu

Respondents : First Appellate Authority (FAA)/Public Information Officer (PIO), O/o DG Police.

Dated of Registration: 26.10.2017

Date of Decision : 14.02.2018

**Brief Facts:-**

The appellant Ms. Shashi Bala, President Barav Kali Mandir Dream City, Muthi Jammu while exercising her right to information filed an RTI application dated: 25.07.2017 under section 6 of the J&K Right to Information Act, 2009 (hereinafter Act for short) with the PIO, O/O DG Police seeking certain information.

Aggrieved by the response of the PIO, the appellant filed First Appeal with the First Appellate Authority on 04.09.2017. At last, the appellant approached the State Information Commission (SIC) by filing 2<sup>nd</sup> appeal which was admitted on 26.10.2017.

**Proceedings:-**

The instant 2<sup>nd</sup> appeal came up for hearing before the State Information Commission (SIC) for the first time on 26.12.2017 which was attended by Sh. Raj Paul Singh, Deputy Superintendent of Police, Headquarters Jammu and Sh. Sandeep, representative of the appellant.

During the hearing it transpired from the record that PIO, PHQ to whom the RTI application was initially made had transferred the same to PIO, Zonal Police Headquarters (ZPHQ), in terms of Section 6(3) of the J&K RTI Act 2009, however PIO, Zonal Police Headquarters (ZPHQ) has erroneously passed on his

responsibility and further transferred to PIO/Dy. SP Headquarters District Jammu instead of dealing with it himself. Therefore the hearing was adjourned with directions to the PIO, ZPHQ Jammu to whom the RTI application dated 25.07.2017 was transferred by the PHQ J&K to provide the reply to the RTI application after compiling and collecting the requisite information from the concerned quarters including the District Police within 15 days from receipt of the order.

The 2<sup>nd</sup> appeal came up for final hearing on 14.02.2018. The hearing was attended by Sh. Bader Hussain, SP, Admn/PIO, ZPHQ Jammu. The appellant neither appeared personally nor through her authorized representative.

During the hearing, the PIO submitted that information has been provided to the appellant as per her basic RTI application. The PIO also submitted copy of the said reply dated 06.02.2018 with the Commission as well.

**Decision:-**

After going through the record/reply submitted by the PIO, it appears that the information as sought for by the appellant has now been provided to her. This is also evident from the fact that appellant has also not objected to this either in writing or orally before the Commission. The stipulated time period for disposal of this 2<sup>nd</sup> appeal is also extended in terms of Section 16(11) to ensure another hearing and appropriate disposal of the appeal.

In view of this, nothing further remains for consideration in this 2<sup>nd</sup> appeal which hence is disposed of accordingly.

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

**-sd/-**

(Khurshid A. Ganai)

Chief Information Commissioner

No. SIC/CO/SA/538/2017/

Dated. -02-2018

Copy to the:

01. First Appellate Authority (FAA), O/O DG, Police for information.
02. Public Information Officer (PIO), O/O DG, Police for information.
03. PS to HCIC for information of the HCIC.
04. Appellant/Ms. Shashi Bala, President Barav Kali Mandir Dream City, Muthi Jammu.
05. Office file.

**(Sheikh Fayaz Ahmed)**

Registrar

State Information Commission

