



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/159/2017

Decision No. SIC/J/A/159/2017/**182**

Final Order:

Appellant : Sh. Liyakat Ali Bhat, S/o Sh. Bashir Ahmad Bhat,
R/O Village Kilhotran, Tehsil Gandoh, District Doda.

Respondent : FAA/PIO, Rural Development Department.

Date of Registration : 16.11.2017

Date of decision : **15-03-2018.**

Decision : Appeal disposed of.

Brief Facts:

Briefly, the facts of this case are that the appellant Sh. Liyakat Ali Bhat, had filed his RTI application before the PIO/Assistant Commissioner Development, Doda seeking information in respect of 4 blocks namely Kahara, Changa, Gandoh and Chille. After not getting response from the concerned PIO the appellant filed 1st appeal before the Director, Rural Development Department (RDD), Jammu on 16-10-2017. The FAA/Director, RDD, Jammu disposed of the 1st appeal vide communication dated 15-11-2017, directing the PIO to provide the requisite information to the appellant free of cost within week's time. Despite the order of the FAA the PIO did not provide information to the applicant forcing him to file 2nd appeal before the SIC on 16-11-2017.

Proceedings before the State Information Commission(SIC):

The instant appeal came up for hearing before the SIC on 10-01-2018. The hearing was attended by the representative on behalf of the PIO as the appellant did not appear. Since the point of view of the appellant was not available with regard to information furnished to him as claimed by the representative of the PIO during the course of hearing, the appeal was adjourned with the directions to the appellant to appear in person on the next date of hearing before the SIC and also file rejoinder with regard to information received by him. The PIO/ACD, Ramban was also directed to provide the balance information to the appellant within a period of 15 days to the appellant and also provide the access to him for inspection if the information as sought voluminous.

The appeal came up for hearing again on 20-02-2018. The hearing was attended by Mr. Bhasker, SO Planning in the O/O BDO Changa through video conferencing from NIC Doda. The appellant was again absent. The appeal was adjourned due to actual respondents and the appellant did not attend for hearing, accordingly Registry was directed to issue notices to the parties for attending the hearing in person on the next date of hearing.

The appeal was listed for final hearing on 15-03-2018. Ms. Champa Thakur, Joint Director, RDD, Jammu caused her presence on behalf the First Appellate Authority (FAA)/Director, RDD, Jammu. Once again the appellant did not appear for hearing the appeal.

Decision:

The continued absence of the appellant indicates that he has lost the interest in pursuing the appeal before the SIC. Such kind of non-seriousness on the part of the appellants wastes the time of the Commission which could have been utilized for hearing other appeals and complaints. The only interference that can be drawn by the Commission is that the appellant has either received the

information and is satisfied with the said reply or that the appellant is not interested in pursuing the matter any further.

The appeal is therefore, dismissed for non-prosecution.

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