



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/03/2018

Decision No. SIC/K/SA/03/2018/06

Final Order

Appellant : Sh. Ab. Qayoom R/o Nishat, Srinagar

Respondent : First Appellate Authority (FAA) O/o
Director School Education, Kashmir
Public Information Officer (PIO),
Directorate of School Education,
Kashmir

Date of Registration : 26.12.2017

Date of Decision : 11.04.2018

The brief facts of this 2nd appeal are that the appellant filed an RTI Application dated 21.07.2017 before the PIO O/o Director School Education, Kashmir seeking information on 10 points as mentioned in his basic RTI application. As no information was provided to the appellant, the appellant filed first appeal before the FAA O/O Director

School Education, Kashmir on 16.09.2017. Thereafter, the appellant filed the 2nd appeal before the State Information Commission (SIC) on 26.12.2017.

This 2nd appeal came up for hearing firstly on 20.03.2018. Sh. Z.A. Bandy, PIO, O/O Director School Education, Kashmir, Sh. Ashiq Hussain Malik, Teacher I/C RTI CEO Office, Shopian and the appellant Sh. Abdul Qayoom (Master) attended the hearing through video conferencing from Srinagar Office of the Commission.

The statutory time period of sixty days in this 2nd appeal had expired on 24.02.2018 and accordingly the time period for disposal was further extended by another sixty days in terms of Section 16(11) of the J&K RTI Act, 2009 to enable the SIC to conduct more hearings for judicious and appropriate disposal in the interest of the objectives of the J&K RTI Act, 2009.

The hearing was adjourned with the following directions:

In view of the submissions of both the parties and perusal of records, Public Information Officer (PIO), O/o Director School Education, Kashmir was directed to deal with the instant RTI application himself, as the information sought

by the applicant (now appellant) pertains to two districts (Shopian and Pulwama) and shall ensure that the requisite information is collected and provided to the appellant within 15 days from the date of receipt of this order and file compliance before the Commission.

The 2nd appeal was again listed for hearing on 09.04.2018. Mr Abdul Qayoom, Appellant, reported for hearing. The respondents were absent. Absence of the respondents was viewed seriously. There was one communication dated 07.04.2018 from the PIO which stated that the requisite information could not be collected from the districts of Pulwama and Shopian in view of disturbed conditions in these two districts and therefore the hearing be adjourned.

Hearing in the 2nd appeal was accordingly adjourned with directions to Registry to list the 2nd appeal again for hearing on **11.04.2018 at 3.30 PM and inform the parties.**

The 2nd appeal finally came up for hearing today on 11.04.2018 Shri Zahoor Ahmad Bandy/PIO O/O Director School Education, Kashmir, Mr. Mohamamd Sadiq PIO/CEO Shopian and Mr. Javaid

Ahmad Khan Dy. CEO Shopian/ZEO Keegam, Shopian attended the hearing. The appellant did not attend.

During the proceedings, the PIO O/o Director School Education, Kashmir submitted in writing dated 09.04.2018 that in compliance to the directions of the State Information Commission (SIC) point wise reply/counter statement was collected from PIO/CEO, Shopian and PIO/CEO, Pulwama with respect to the information sought by the information seeker Sh. Abdul Qayoom R/o Brane Nishat, Srinagar and that copy of the same has been sent to the appellant/RTI applicant, copy where of has been enclosed to the SIC along with letter dated 09.04.2018

Decision:

Since the PIO O/O Director School Education, Kashmir submitted during the proceedings that point wise reply/counter statement was collected from PIO/CEO, Shopian with respect to the information sought by the information seeker and the same has already been sent to him through registered post, copy whereof has also been enclosed to the SIC along with letter dated 09.04.2018, which is taken on record, no further proceedings are

required in this 2nd appeal and the same is accordingly disposed of without any further directions.

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

Copy to the:

1. Jt. Director/FAA Directorate of School Education
Department Kashmir
2. PIO/ O/o Directorate of School Education Department,
Kashmir
3. PIO/CEO Shopian
4. Pvt Secy to HCIC J&K Srinagar
5. Appellant-Sh Abdul Qayoom (Master) R/o Nishat, Srinagar
6. Office file

(M.S. Bhat)
Dy. Registrar
J&K State Information Commission,
Srinagar