


Jammu and Kashmir
(Constituted under 1
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Old Assembly Complex, Srinagar, 0194-2506660, 2506661
www.jksic.nic.in

File No. SIC/K/SA/47/2018
Decision No. SIC/K/SA/47/2018/ **60**

Final Order

Appellant : Sh. M. Amin Raja
Respondents : Public Information Officer (PIO)/
Srinagar Municipal Corporation
Date of Registration : 10.04.2018
Date of Decision : 16.07.2018

This 2nd appeal has arisen out of the RTI application dated 25.10.2017 jointly filed by Sh. Mohammad Amin Raja and Sh. Mohmmad Shafi with PIO/Secretary, SMC Srinagar seeking information on 10 points with regard to total No. of employees working in SMC, No. of employees regularized w.e.f 2007, No. of employees appointed vide SRO-43, qualification of employees who are yet to be regularized etc. The applicant subsequently

filed First Appeal with Commissioner, SMC on 23.12.2017 alleging there under that no information has been provided by the PIO within the specified period. Subsequently, the appellant filed 2nd appeal with the SIC on 03.04.2018 again alleging that no information has been provided by the PIO and also that the FAA has not disposed of his First Appeal.

The appeal came up for hearing before the Commission on 05.06.2018. The hearing was attended by PIO/Secretary SMC. However, the appellant did not attend. During the hearing the PIO submitted that in response to the RTI application of the appellant dated 25.10.2017, complete information was provided to the applicant by the PIO vide letter dated 07.11.2017. This information was sent to the applicant through registered post. Since the appellant was not present, the hearing was adjourned with a view to give an opportunity to the appellant to present his case.

The appeal again came up for hearing today on 16.07.2018. Mr. Hilal Ahmad Deewani, PIO/Secretary SMC Srinagar, Mr. Suhail Nabi, APIO/Astt. Secretary General SMC, appellants Mr Mohammad Raja and Mr. Mohammad Shafi attended the

hearing. The appellants submitted that they have not received any information from the PIO. However, the PIO submitted that complete information has already been provided to the appellant on 07.11.2017. The PIO also furnished a copy of the postal receipt indicating that the information has been dispatched to the appellant on 10.11.2017 at 12.27 hours. The PIO further submitted that on filing the First Appeal by the appellant, he was granted two opportunities by the FAA to appear before the FAA on 14.03.2018 and 31.03.2018. However, the appellant failed to appear before the FAA.

After perusing the record submitted before the Commission and also the postal receipt submitted by the PIO of having dispatched the information to the appellant, the Commission is convinced that the PIO has furnished the information to the appellant. However, in case the appellants desire another copy of the information, they shall deposit copying charges @ Rs 2/- per page and, thereafter, produce the receipt of the same before the PIO/Secretary SMC Srinagar within a week from the date of issuance of this order so that the PIO can furnish another set of copy of information to the appellant.

With the above direction, the 2nd appeal filed by the appellants is disposed of.

Sd/-
(Mohammad Ashraf Mir)
State Information Commissioner

(Ahmad Sajad, PA)

Copy to the:

1. FAA/ Commissioner, SMC Srinagar
2. PIO/Secretary, SMC Srinagar
3. Appellant—Sh. Mohammad Amin Raja S/o Gh. Hassan Raja R/o Adalat Masjid, Hawal Srinagar

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