



Jammu and Kashmir State Information Commission

جموں اینڈ کشمیر اسٹیٹ انفارمیشن کمیشن

(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/08/2018

Decision No. SIC/J/A/08/2018/273

- Appellant: Shri Surinder Kumar,
R/o Opposite H. No. 371,
Sector – 3, Channi Himmat,
Jammu.
- Respondents: 1. Vice Chairman,
Jammu Development Authority, Jammu.
(First Appellate Authority)
2. Secretary,
Jammu Development Authority, Jammu.
(Public Information Officers)
- Date of Registration: 23-04-2018
- Date of Decision : 23-07-2018

FINAL ORDER

The present appeal arises out of RTI application filed by Sh. Surinder Kumar on 13-12-2017 seeking information from the PIO/ Executive Engineer, Division-II, JDA on the following points:-

- a) Provide authentic details/ list of all the posts created right from Class-IV to the highest post in JDA Division-II, Jammu, grade-wise and out of the

said posts how many posts are filed and the number of posts vacant as on 30th June, 2017, with name of the incumbents grade-wise.

- b) Provide detail of the retirees during the period 01-06-2015 till date with name of the post which fall vacant and the name of sub-office where the post fell vacant;
- c) Provide photo copies of the orders of the competent authority who have engaged retired Govt. employees in the JDA Division-II by the higher authorities with the rate of their remuneration, month-wise from 01-01-2015 till date. If no retiree has been engaged, information may be provided accordingly;
- d) Provide photo copy of the initial allotment order for construction of Hari Singh Park at Tawi bank, Jammu with name of the contractor/firm/agency, total value of the construction work, budget allotted and expenditure incurred right from start of work on the basis of first allotment order including construction of all different constructions works as per the D.P.R. Provide the detail of total expenditure, stagewise incurred on construction of the above said park;
- e) Provide photo copy of the allotment order of the competent authority with name of the contractor/ agency to carry out construction work for the revised renovation work on the basis of revised DPR and the amount of budget allotment and expenditure out of the same on different works for renovation including maintenance of park, plantation, grills installed as enclosures etc;
- f) Provide details of budget provision for the year 2016-17 and 2017-18, scheme-wise in all heads and the total expenditures against each head during the said period. Any other source from which budget provisions obtained the information may be provided about the said source.

- g) Provide details of the total revenue generated by JDA Division-II, Jammu, head-wise, scheme-wise during the years 2016-17 and 2017-18.

On having not received the information, the applicant filed 1st appeal before Vice Chairman, JDA on 16-01-2018. In the meantime the PIO provided the information to the applicant on 22-01-2018. Not satisfied with the information, the applicant filed 2nd appeal before State Information Commission (SIC) on 19-03-2018.

Proceedings before the State Information Commission:- The appeal came up for hearing before the SIC on 23-05-2018. The appellant was present in person while as nobody appeared on behalf of the respondents. The appellant submitted that he has received the information with regard to all the points except point (d) Whereunder the appellant wanted information with regard to the DPR prepared by the JDA in 2008-09 for construction of Hari Singh Park at Tawi Bank Jammu and the details with regard to name of the contractor who executed the work, total value of the construction work, budget allotted and expenditure incurred along with the allotment order of the said work. However, the PIO in his reply has provided him information with respect of work executed on the basis of DPR prepared in 2017. The appellant accordingly urged that the PIO be directed to provide the information with regard to construction undertaken in pursuance of DPR of 2008-09.

Hearing was adjourned with a direction to the PIO to provide details of construction undertaken in pursuance to the DPR of 2008-09.

The appeal again came up for hearing before the Commissioner 25-02-2018. The appellant was present during the hearing while as nobody appeared on behalf of the respondents. The appellant submitted that inspite of the directions

given by the Commission the PIO did not furnish the information to him till date. The hearing was again adjourned with a direction to the PIO to provide the required information to the appellant within a period of 15 days from that date.

The appeal again came up for hearing before the Commission on 23-7-2018. The appellant was present while as PIO was represented by his counsel Sh. Rohit Kotwal, Advocate. The counsel for the PIO submitted that the Information with regard to constructions undertaken pursuant to DPR prepared in 2008-09 with respect to construction of Hari Singh park is being compiled and it will take another 10 days to consolidate the information and provide the same to the appellant. The rest of the information has been furnished to the appellant and the appellant is satisfied with the same.

With the agreement of parties, the appeal is accordingly disposed of with a direction to the PIO to provide the balance information with regard to construction of Hari Singh Park undertaken in pursuance to DPR prepared in 2008-09 to the appellant within a period of 10 days from the date of receipt of this order, failing which the appellant shall be at liberty to file a complaint before the Commission for non compliance of this order.

Sd/-

(Mohammad Ashraf Mir)
State Information Commissioner

No:-

Date:-

Copy to the :-

1. First Appellate Authority (FAA)/ Vice-Chairman, JDA, Jammu.
2. Public Information Officer/ Secretary, JDA, Jammu.
3. PS to SIC for information of HSIC.
4. Sh. Surinder Kumar R/o Opp. H. No. 371, Sec-3, Channi Himmat, Jammu.
5. Office File.

Joint Registrar,
State Information Commission