



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, Fax No. 0191-2520947, 2520937
www.jksic.nic.in

File No. SIC/J/A/41/2018
Decision No. SIC/J/A/41/2018/287

Final Order

Appellant : Shri Manzoor Ahmad Lone
S/o Shri Mohammad Sharif Lone
R/o Chakrabhati (Sindra),
Tehsil Bhalla, District Doda

Respondent : FAA, Assistant Commissioner Dev. Doda
PIO, Block Development Officer, Bhalla

D . O . R : 10-05-2018
Date of decision : **29-08-2018**
Decision : Disposed of

This appeal has originated from the RTI application filed by Shri Manzoor Ahmad Lone on 24.11.2017 with the PIO, Block Development Officer, Bhalla, Doda, seeking copies of annual plan of Panchayat Sindra since 2012 till the date of filing of RTI application, list of works executed since 2012, list of job card holders since 2012, list of works executed there on other heads and list of IAY and payments made thereunder upto the date of filing of

the RTI request. Since no information was provided by the PIO, the appellant filed first appeal before the First Appellate Authority, Assistant Commissioner Development, Doda on 26.12.2017. During the hearing of the case before the First Appellate, the PIO informed the FAA that the appellant was informed on 29.12.2017 to visit the office of the PIO for inspection of records as the information sought by him was huge and voluminous. As the appellant did not attend the office of the PIO, he was again asked on 22.01.2018 to visit the office of the PIO to have inspection of the records. FAA disposed of the appeal vide his order dated 30.01.2018 by directing the PIO to once again invite the appellant Shri Manzoor Ahmad Lone in his office for inspection of record and provide the requisite information within 15 days. PIO, BDO Bhaderwah was also directed to provide the relevant information to the appellant pertaining to the period before 2014. The appellant thereafter filed 2nd appeal before the State Information Commission on 07.05.2018 submitting thereunder that no information has been provided to him by the PIO and accordingly, prayed for issuance of directions to the PIO, BDO Bhalla to provide the requisite information to the appellant without any further delay.

The case came up for hearing before this Commission today on 29th August 2018. PIO, BDO Bhalla was present and was heard through video conferencing from the Jammu office of the Commission. The appellant Shri Manzoor Ahmad Lone was also present during the hearing and was heard through video conferencing from the Jammu office of the Commission. PIO, BDO Bhalla submitted that the CD Block Bhalla was created in September 2014, therefore, information relating to the period prior to 2014 is not available in the said block and the said information is available with the BDO Bhaderwah. PIO also submitted that the information sought by the appellant has been furnished to him on 21.02.2018 relating to the period 2015-16 and 2016-17. The said information, comprising of 182 pages, was furnished to the appellant against proper receipt. Since the information prior to 2014 is not available in his office as the CD Block Bhalla was created in September 2014, he cannot give any information relating to that period. The appellant submitted that he now wants information only for the period i.e. 2015-16, 2016-17 and is not interested in seeking the information prior to September 2014. He also submitted that though he has received the information furnished by the PIO on 21.02.2018 but he is not satisfied

with the said information. The information does not contain all documents / copies sought by the appellant in his RTI application. The PIO submitted that the entire information has been provided and in case the appellant is not satisfied with the same, he can have the inspection of records and after inspecting the records, if still the appellant need any record, the same shall be provided to him.

The appeal is disposed of with the directions to the appellant to visit the office of the PIO, BDO Bhalla for inspection of records on any mutually agreed / convenient date and if after having such inspection, the appellant needs some more documents, the same shall be provided to him by the PIO provided the appellant does not seek voluminous records as it is the duty of the PIO to ensure that the resources of the public authority are not diverted disproportionately. In terms of clause (i) of Section 2 of the Jammu and Kashmir RTI Act 2009, the 'right to information' also includes right of inspection of documents and records.

With the above directions, the appeal is disposed of.

Sd/-
(Mohammad Ashraf Mir)
State Information Commissioner

Copy to the:

1. FAA, Assistant Commissioner Development, Doda for information.
2. PIO, Block Development Officer, Bhalla for information and compliance.
3. Shri Manzoor Ahmad Lone, S/o Sh. Mohd Sharif Lone, R/O Chakrabhati (Sindra), Tehsil Bhalla, District Doda.
4. Office file.

(Zaheer Abbas)
Assistant Registrar
State Information Commission