



Jammu and Kashmir State Information Commission
(Constituted under Right to Information Act 2009)
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www.jksic.nic.in

File No. SIC/J/A/42/2018

Decision No. SIC/J/A/42/2018/291

Final Order

Appellant : Shri Shahnawaz Ahmad
S/o Shri Mohammad Ali Lone,
R/o Gowari Dool, Tehsil Kishtwar
District Kishtwar

Respondent : FAA Assistant Commissioner Dev.
Kishtwar

PIO, Assistant Director Planning
Kishtwar

PIO, Block Development Officer
Warwan, Kishtwar

D . O . R : 18-05-2018

Date of decision: **29-08-2018**

Decision : Disposed of

This appeal has originated from the RTI application dated 03.01.2017 filed by the appellant Shri Shahnawaz Ahmad with the PIO, Block Development Officer, Warwan seeking certified copies of academic, professional and technical qualification/degree of three Junior

Engineers, namely, Tahir Masood, Adil Ahmad, Mudassir Ahmad Ahangar alongwith norms fixed by the Committee for engagement of these Junior Engineers/Technical Assistants under MGNREGA scheme. Vide communication dated. 06.01.2018, APIO O/o Assistant Commissioner Development, Kishtwar informed the applicant to deposit a sum of Rs. 100/- on account of photocopy charges. Since one of the Junior Engineer whose documents were sought was working in Block Warwan, APIO O/o ACD Kishtwar transferred the RTI application to BDO Warwan for providing information to the applicant directly in respect of Shri Mudassar Ahmad Ahangar. The appellant filed first appeal before the First Appellate Authority/Assistant Commissioner Development, Kishtwar on 10.02.2018 submitting therein that inspite of depositing Rs.100/- as photocopy charges, the APIO did not provide the information. However, this appeal was not disposed of by the FAA leading to filing of 2nd appeal before the State Information Commission on 13.03.2018.

The appeal came up for hearing before the Commission on 29.08.2018. PIO, BDO Warwan was present during the hearing. The appellant did not attend the hearing despite being served due notice. BDO, Warwan informed

that the information with respect of two Junior Engineers, namely, Tahir Masood and Adil Ahmad has already been furnished to the appellant on 07.03.2018. However, information in respect of Mudasir Ahmad Ahangar is pending and would be provided to the appellant within the next two days. Since the appellant was not present during the hearing inspite of due notice, his response could not be ascertained.

The appeal is disposed of with a direction to the Block Development Officer, Warwan to furnish information with respect of Mudasir Ahmad Ahangar, as sought by the appellant through his RTI application dated 03.01.2017 within a period of one week from the date of receipt of this order. The appellant shall, however, be at liberty to file a complaint under section 15 of the RTI Act before the State Information Commission in case PIO fails to provide the information within the above mentioned period.

With the above directions, the appeal is disposed of.

Sd/-
(Mohammad Ashraf Mir)
State Information Commissioner

No. SIC/J/A/42/2018

Dated. .09.2018

Copy to the:

1. FAA, Assistant Commissioner Development, Kishtwar for information.
2. PIO, Assistant Director, (Planning) Kishtwar for information and compliance.
4. PIO, Block Development Officer, Warwan (Kishtwar) for information and compliance
3. Shri Shahnawaz Ahmad, S/o Sh. Mohd Ali Lone, R/O Gowari Dool, Tehsil Kishtwar, District Kishtwar.
4. Office file.

(Zaheer Abbas)
Assistant Registrar
State Information Commission