



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/J/A/51/2018 &

File No. SIC/J/A/52/2018

Decision No. SIC/J/A/51-52/2018/301

Final Order

(Second Appeals)

- Appellant : Sh. Jeet Raj Sharma.
- Respondents : 1. First Appellate Authority (FAA)/
Joint Director (SSA), Directorate of
School Education, Jammu.
2. Public Information Officers (PIOs)/
Personnel Officer, Directorate of School
Education Jammu and Chief Education
Officer, Jammu.
- Date of Registration : 29.05.2018.
- Date of Decision : 30.08.2018.

Brief Facts:

Appeal **No.SIC/J/A/51/2018** and Appeal **No.SIC/J/A/52/2018** have arisen out of RTI applications dated: 08.01.2018 and 19.01.2018 filed by the applicant Sh. Jeet Raj Sharma, S/o. Late Krishan Lal, R/o. W. No. 13, Shiv Colony, Akhnoor seeking information about action taken report on the complaint filed by him against the staff members of Government Middle School, Jadh on 04.01.2018 with PIO, CEO, Jammu and PIO, O/O Director, School Education, Jammu. The PIO/CEO, Jammu vide his communication

dated: 09.02.2018 provided the information to the appellant in the shape of a communication from CEO, Jammu to ZEO, Jaurian dated: 11.01.2018 seeking a report and action to be taken against concerned teachers of Middle School, Jadh. The applicant filed First Appeal with the FAA on 22.02.2018 submitting that no response has been received within the stipulated time from the PIO. The FAA/Joint Director (SSA), Directorate of School Education, Jammu disposed of the said appeal on 23.03.2018 directing the CEO, Jammu/ZEO, Jaurian to provide the balance information, if any, within a week's time. The applicant finally filed to second appeals before the State Information Commission on 11.04.2018 which were admitted on 29.05.2018 after removal of deficiencies by the appellant. Since both these appeals related to one and the same matter, these appeals were clubbed by the Commission for hearing together

Proceedings:

The appeals came up for hearing before the Commission today on 30.08.2018. The hearing was attended by Sh. Rajeev Khajuria, Personnel Officer, Directorate of School Education, Jammu, Sh. J.K. Sudan, CEO, Jammu and the appellant. The appellant submitted that complete information has not been provided to him. However, Sh. Rajeev Khajuria, Personnel Officer informed the Commission that the applicant had filed a complaint against some staff members of Government Middle School, Jadh. Vide two RTI requests dated: 08.01.2018 and 19.01.2018, he sought status of the said complaint. Vide communication dated: 09.02.2018, the applicant was informed that after preliminary enquiry conducted in the

complaint lodged by him, the CEO, Jammu vide his communication dated: 11.01.2018 directed the ZEO, Jourian to take action by entering leave period of Smt. Usha Kumari in her Service Book and rectifying the service records of Smt. Balwant Kour, Teacher, M.S. Jadh, besides recovery of salary released in her favour for the leave period. CEO also directed the ZEO to submit action taken report in the matter. Therefore, the status of the complaint made by the appellant was conveyed to him. The Personnel Officer also informed the Commission that on 14.08.2018, the ZEO submitted a detailed report to the CEO, Jammu with regard to action taken against the staff of M.S. Jadh which includes recovery of salary drawn by the teachers during the leave period namely Ms. Ramita Sharma, Smt. Balwinder Kour, Smt. Usha Kumari, Smt. Asha Devi and also recommending action against Sh. Raman Kumar, Teacher and Sh. Satish Kumar, Lab Assistant for different acts of omission and commission. The CEO, Jammu submitted the said report to Director, School Education, Jammu on 20.08.2018. The Personnel Officer also submitted that now the entire status of the case would be communicated to the PIO in addition to what had been communicated to him on 09.02.2018.

Decision:

Since the complaint filed by the complainant has reached its logical conclusion and after holding a detailed enquiry, the authorities have taken action, the purpose of filing the second appeals by the appellant has been accomplished. The appeals are, therefore, disposed of with a direction to the PIO to communicate the latest status of the complaint to the appellant by forwarding the communication dated: 14.08.2018 by ZEO, Jourian

addressed to CEO, Jammu and the communication of CEO, Jammu dated: 20.08.2018 addressed to Director, School Education, Jammu within a period of 15 days from the date of receipt of this order.

Copy of the decision be given free of cost to the parties.

(P.A. Ajay)

Sd/-
(Mohammad Ashraf Mir)
State Information Commissioner

Copy to the:

1. FAA/Joint Director (SSA), Directorate of School Education, Jammu
2. PIO/Personnel Officer, Directorate of School Education Jammu and Chief Education Officer, Jammu for information and compliance.
3. Appellant—Sh. Jeet Raj Sharma S/o Lt. Sh. Krishan Lal R/o W.No. 13, Shiv Colony, Tehsil Akhnoor District Jammu.
4. Office File

(Zaheer Abbas)
Assistant Registrar
State Information Commission.

