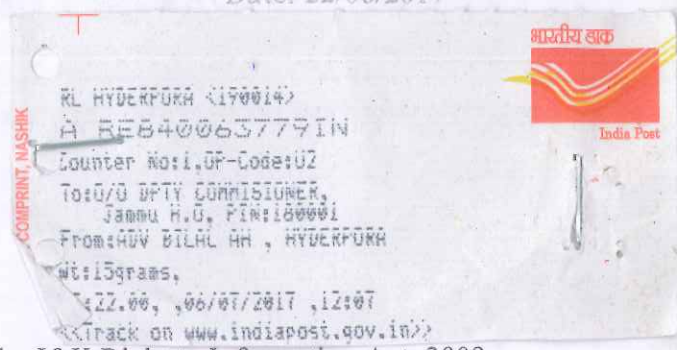


541

No. RTI/GoJ&K/DC-Jammu/2017/ 5

Date: 22/06/2017

To,
The Public Information Officer
Office of the Deputy Commissioner
DC Office Complex
Jammu
Jammu and Kashmir



Dear madam/sir,

Sub: Submission of application for information under the J&K Right to Information Act, 2009

Please provide me the following information under the J&K RTI Act, 2009:

- 1) A clear photocopy of the latest version of the Rules framed under the J&K Public Safety Act, 1978 (J&K-PSA);
- 2) A clear photocopy of the Standard Operating Procedures (SOPs) that provide guidance to the District Magistrate for the purpose of making decisions regarding the detention of any person under the J&K-PSA, based on police reports/dossiers;
- 3) The total number of persons detained under J&K-PSA from 04 March, 2016, till date and the complete list of detainees indicating the name, age, parentage, postal address and grounds for detention and exact place of lodgement of each detainee;
- 4) A clear photocopy of any official document that contains the procedure for ascertaining the age of a detainee under J&K-PSA when such person is suspected to be a minor;
- 5) Inspection of all detention orders issued under J&K-PSA and the related police reports and dossiers related to such detainees as on the date of this RTI application.

We are residents of J&K. We have enclosed an IPO (bearing no.) for Rs. 10/- towards payment of the prescribed application fee. We would like to receive the information specified above at our postal address mentioned below. Kindly inform us of the additional fee payable for obtaining the information specified above. Your reply may be addressed to Advocate Bilal Ahmad who is one of the signatories mentioned below.

Yours sincerely,

Bilal Ahmad
Advocate Bilal Ahmad, Gulzar Ahmad, Rayees Rasool,
Advocate Mam Qadri, Shugufza, Saima Abid, Ishfaq Ahmad.
C/o: J&K RTI Movement Head Office, *Saima Abid*
Malik House, Hyderabad, Near Al-Amin Hospital
Airport Road Srinagar-190014

अधपत्रा COUNTERFOIL

इसे फाइकर प्रेषक अपने पास रख ले।
To be detached and kept by the Sender.

पोस्टल आर्डर
₹ 10
POSTAL ORDER

किस अदा करना
To whom payable *dc*
Jammu

किस डाकघर में
At what Office **Jammu**

क्या इसे क्रॉस किया है
Whether crossed **No**

भेजने की तारीख
Date sent **06/07/2017**

40F 576873

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE DEPUTY COMMISSIONER
JAMMU

Urgent/Need personal attention of
the officer

1. The Public Information Officer,
Home Department,
J&K, Civil Secretariat,
Srinagar.
2. Senior Superintendent of Police, Jammu

No. 1551-54/OMJ/6/2017-18.

Dated. 01.08.2017

Subject:- Request for providing information under J&K, Right to information
Act- 2009.

Sir,

Kindly find enclosed herewith a copy of RTI application submitted by
Advocate Bilal Ahmed , Gulzar Ahmed, Rayee Rasool, and others C/O J&K, RTI
Movement Head Office Malik House, Hyderpora, Near Al-Amin Hospital
Airport Road Srinagar regarding the subject cited above.

In this connection, the application is transferred to your office under
section 6(3) of J&K, Right to Information Act 2009 to provide the information
to the information seeker within time framed under the Act under intimation
to this office.

Yours faithfully,


Addl. Deputy Commissioner (PIO)
Jammu

Copy to the:-

1. Registrar, State Information Commission, J&K, Jammu for information
2. Advocate Bilal Ahmed , Gulzar Ahmed, Rayee Rasool, and others C/O J&K,
RTI Movement Head Office Malik House, Hyderpora, Near Al-Amin Hospital
Airport Road Srinagar

1061

108059/2017/RTI
12/7/2017

No. RTI/30 J&K/DC - Jammu/2017/5

Date: 22/06/2017

To:
The Public Information Officer
Office of the Deputy Commissioner
DC Office Complex
Jammu
Jammu and Kashmir

Dear madam/sir,

Sub: Submission of application for information under the J&K Right to Information Act, 2009

Please provide me the following information under the J&K RTI Act, 2009:

- 1) A clear photocopy of the latest version of the Rules framed under the J&K Public Safety Act, 1978 (J&K-PSA);
- 2) A clear photocopy of the Standard Operating Procedures (SOPs) that provide guidance to the District Magistrate for the purpose of making decisions regarding the detention of any person under the J&K-PSA, based on police reports/dossiers;
- 3) The total number of persons detained under J&K-PSA from 04 March, 2016, till date and the complete list of detenues indicating the name, age, parentage, postal address and grounds for detention and exact place of lodgement of each detainee;
- 4) A clear photocopy of any official document that contains the procedure for ascertaining the age of a detainee under J&K-PSA when such person is suspected to be a minor;
- 5) Inspection of all detention orders issued under J&K-PSA and the related police reports and dossiers related to such detainees as on the date of this RTI application.

We are residents of J&K. We have enclosed an IPO (bearing no.) for Rs. 10/- towards payment of the prescribed application fee. We would like to receive the information specified above at our postal address mentioned below. Kindly inform us of the additional fee payable for obtaining the information specified above. Your reply may be addressed to Advocate Bilal Ahmad who is one of the signatories mentioned below.

Yours sincerely,

[Signature]
 Advocate Bilal Ahmad, Gulzar Ahmad, Rayees Rasool,
 Advocate Qadri, Shugra, Saima Abid, Ishfaq Ahmad.
 C/o: J&K RTI Movement Head Office, *[Signature]*
 Malik House, Hyderpora, Near Al-Amin Hospital
 Airport Road Srinagar-190014

RTI cell / Adalat

281
10/7



Government of Jammu and Kashmir
Civil Secretariat, Home Department
Jammu/Srinagar

Speed Post

Advocate Bilal Ahmad and Associates,
C/O J&K RTI Movement, Head Office
Malik House, Hyderpora, Near Al-Amin Hospital,
Airport Road, Srinagar
190014.

No. Home/RTI/331/2016/7291 Dated 05.09.2017

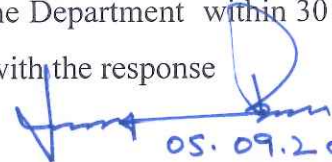
Sub: - Information under the Jammu and Kashmir Right to Information Act, 2009.

Kindly refer to your RTI application dated 22.06.2017 which was transferred under Section 6(3) of the J&K RTI Act, 2009 by Additional Deputy Commissioner (Public Information Officer) in the office of Dy. Commissioner, Jammu vide his communication dated 01.08.2017(copy enclosed) and received in the Home Department on 07.08.2017. The information sought for, as per the available records is as under:-

Information sought	Reply /Response
A clear photocopy of the latest version of the Rules framed under the J&K Public Safety Act, 1978 (J&K-PSA).	No rules have been framed so far.
A clear photocopy of the Standard Operating Procedures (SOPs) that provide guidance to the District Magistrate for the purpose of making decisions regarding the detention of any person under the J&K-PSA, based on police report/dossiers.	No Standard Operating Procedures (SOPs) have been formulated. However, every case is examined on its merits by the concerned Deputy Commissioner in light of the dossier submitted by the concerned SSP/SP and in accordance with the provisions of the J&K Public Safety Act, 1978.

That total number of persons detained under J&K-PSA from 04 March, 2016 till date and the complete list of detainees indicating the name, age, parentage, postal address and grounds for detention and exact place of lodgment of each detainee.	From 4 March, 2016 till 01.08.2017, 1003 persons were detained under the provisions of the J&K, PSA, 1978. However, the list/details of persons detained cannot be provided, as the same is exempted from disclosure under clauses (f) and (g) of Section 8 of the Act.
A clear photocopy of any official document that contains the procedure for ascertaining the age of a detainee under J&K-PSA which such person is suspected to be a minor	A person who is suspected to be a minor is not detained under the provisions of the J&K PSA, 1978. The date of Birth Certificate issued by the Competent Authority is relied upon by the detaining authority.
Inspection of all detention orders issued under J&K-PSA and the related police reports and dossiers related to such detainees as on the date of this RTI application.	The information sought is exempted from disclosure under clauses (f) and (g) of Section 8 of the Act.

Be informed that in terms of Section 16(1) of the Jammu and Kashmir Right to Information Act, 2009, you may prefer an appeal before the concerned First Appellate Authority, Shri Muzaffar Ahmad Wani, Special Secretary to Government, Home Department within 30 days from the date of receipt, if not satisfied with the response


05.09.2017

(Syed Sarfaraz Rizvi)
Public Law Officer, Home Department
(Public Information Officer)
Room No 455, 4th Floor
Civil Secretariat, J&K, Srinagar

Encl:(A/A)

Copy for information to the:-

1. Special Secretary (M) to the Government, Home Department.
2. Additional Deputy Commissioner, Jammu (Public Information Officer). This has reference to his aforesaid communication.
3. Pvt. Secretary to the Principal Secretary to Government, Home Department.