

F.No.18012/01/2012-KI
Government of India
Ministry of Home Affairs
(J & K Division)

North Block, New Delhi.
Dated 30th March, 2012
2nd April

Subject: - First appeal under Section 19(1) of the RTI Act, 2005 by Shri Venkatesh Nayak.

ORDER

An Appeal dated 24.02.2012 (received in this Division on 5th March, 2012 vide OM No. 43020/01/2012-RTI dated 2nd March, 2012) has been made by Shri Venkatesh Nayak. against the reply dated 6th January, 2012.

2. I have perused the relevant records and the reply furnished to you by the CPIO. The applicant has requested for information regarding rules/regulations/ instructions /guidelines issued by this ministry in relation to the implementation of the Armed Forces(Jammu & Kashmir) Special Powers Act, 1990. He had also sought a copy of reports submitted by the Committee established in July, 1993 under the chairmanship of the then Home Secretary Shri N.N Vohra .

3. The CPIO in his letter dated 6th January, 2012 informed the applicant that as per the records available in K-I and K-V Desk no such communication have been issued by this Ministry in relation to implementation of the Armed Forces (Jammu & Kashmir) Special Powers Act, 1990. As the matter relating to notification/ implementation of this Act was processed by the State Government, the reply furnished by the CPIO is factually correct. You may, if so desire, approach the State Government for the relevant information under the RTI Act of the State Government. The RTI Act, 2005 is not applicable to the State of J&K; as such, your application was not transferred to the State Government.

4. As regards Point No. (3), information cannot be furnished as attracts provisions of Section 8(1)(a) of the RTI Act, 2005.

5. Accordingly, the appeal is disposed off.



(K. Skandan)

Joint Secretary (K) & Appellate Authority

To

Shri Venkatesh Nayak,
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