

**OFFICE OF THE ASSAM STATE INFORMATION COMMISSION: ASSAM  
HOUSEFED COMPLEX, DISPUR, GUWAHATI-6**

**Appeal Case No:** KP(M) 163/2014

**Appellant :** Shri Hari Narayan Pathak,  
Padumpukhuri, Uzanbazar.

**Public Authority:** Smti R. Saharia,  
SPIO, Excise Department.

**Heard by:** Shri Himangshu Sekhar Das,  
Assam State Chief Information Commr.

**Appellant was  
Represented by:** Self

**Public Authority was  
represented by** Smti Atika Sultana,  
Joint Secretary, 1<sup>st</sup> Appellate Authority

**O R D E R**  
**07-01-2015**

**Appellant Shri Hari Narayan Pathak and SPIO Smti R. Saharia  
are present.**

**Heard both the parties and also perused the submission made  
by SPIO vide letter No. EX.240/2014/11 dated 5<sup>th</sup> January, 2015.**

**The SPIO has submitted that the information in respect of  
point No. 2,3 &4 of the original RTI petition dated 25-9-13 has already been  
given to the appellant. The appellant Shri H.N.Pathak also acknowledged  
receipt of this information.**

His present ground for appeal is non-receipt of information in respect of point No-1 of his RTI application dated 25-9-2013. SPIO of Excise Department vide letter No. EX (RTI).57/2013/9/5 dated 15<sup>th</sup> November, 2013 informed the RTI applicant that file No. EX.301/95/Pt/66 could not be traced out in the department. The appellate authority of Excise Department i.e., Joint Secretary of the Department also informed the appellant vide letter No. EX.227/13/12 dated 7<sup>th</sup> December, 2013 that further steps are being taken to trace out the missing file. The appellant stated that he has not received the letter dated 7<sup>th</sup> December, 2013.

After hearing both the parties, the Joint Secretary to the Government of Assam, Excise Department , 1<sup>st</sup> Appellate Authority is hereby directed to furnish a copy of the letter dated 7<sup>th</sup> December, 2013 mentioned above to the appellant within 7 days and also to take steps to trace out the missing file within 15 days, failing which the Sr. most Officer of the Department will certify that the missing file could not be traced out and take further necessary administrative action as may be necessary.

With this the appeal case is disposed off.

Sd/-  
(H. S. Das)  
Assam State Chief Information Commissioner,  
Panjabari, Guwahati

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam State Information Commn.

**Memo No. SIC/KP(M).163/2014/**

**07-01-2015**

**Copy to:**

- 1. Smti R. Saharia, SPIO, Excise Department, for information.**
- 2. Smti Atika Sultana, Joint Secretary, Excise Department, Dispur , & 1<sup>st</sup> Appellate Authority for information.**
- 3. Shri Hari Narayan Pathak, Padumpukhuri, Uzanbazar, Guwahati.**
- 4. Computer Section for uploading in the Website.**
- 5. Office file.**

**Registrar and Secretary,  
Assam State Information Commission  
Dispur, Guwahati-6**