

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

Appeal Case No: KAN.31/2014

Appellant : Sri Indro Rongphar

Public Authority: Sri Kishore Kr. Das,
CGM (Rural Electrification)

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

**Appellant was
Represented by:** Self

**Public Authority was
represented by** Sri Kishore Kr. Das,
CGM (Rural Electrification)

O R D E R
10-3-2015

The Public Authority was represented by Shri Kishore Kr. Das, Chief General Manager, (Rural Electrification), Assam , APDCL and Sri Hemanta Kr. Bujarbaruah, AGM, APDCL . The petitioner Sri Indro Rongphar and one Sri Serlongki Bey, Assistant to the petitioner, were present.

The petitioner informed that the Public Authority, i.e., the CGM, APDCL refused to give the information under Section 8 of the RTI Act, 2005. CGM, APDCL submitted that their action to not divulge the information was based on a legal opinion furnished by APDCL Standing Council Sri H. K. Sarma on 6-1-2014. CGM, APDCL submitted a copy of the legal opinion. The legal opinion was perused and found to be without merit. **Section 8 (l) (d) relating to Commercial Confidence, Trade Secret or intellectual property cannot be invoked in case of the instant RTI petition by which the petitioner wanted copies of the bidding quotation which were quoted by intended Bidders in the Bid Forms and Price Schedules” of Bidding documents (Vol-IB) for the Packages (Kanch-1 & Kanch-4) of RGVY (Phase-I) for the implementation in Karbi Anglong District (Project Code—310023) on Turnkey Basis for the financial year 2007-08 and 2008-09. The information sought for is clearly within the ambit of the RTI Act and the Public Authority i.e., the CGM, APDCL is directed to furnish the information to the petitioner. CGM, APDCL will intimate the petitioner the cost involved, if any, within 7 days from the receipt of this order. The petitioner will deposit the cost within 5 days thereafter and CGM , APDCL will furnish the information to the applicant within 10 days from the date of receipt of the cost. With the above order the RTI petition is disposed of.**

Sd/-

(H. S. Das, IAS) (Retd)
State Chief Information Commissioner,
Assam

Authenticated True Copy.

**Sd/-
Secretary and Registrar,ASIC**

Memo No.SIC/ KAN.31/2014/

10-3-2015

Copy to:

1. SPIO and Public Authority, Sri Kishore Kr. Das, CGM (Rural Electrification), APDCL, Paltanbazar, Guwahati-8 for information & necessary action.
2. Sri Hemanta Kr. Bujarbaruah, AGM, APDCL, Paltan Bazar, Guwahati-8 for information.
3. Petitioner Sri Indro Rongpher, Chirimokam, P.O- Donkamokam, Karbi Anglong, Pin-782485 for information and necessary action.
4. Computer Section for uploading in the Website.
5. Office file.

**Secretary and Registrar
Assam State Information Commission**

