

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

Appeal Case No: **UDR.04/14**

Appellant: **Sri Tapan Ch. Das,
Vill-Jilkapara, P.O Barkola Chowka,
P.S- Kalaigaon- 784525
Dist- Udalguri.**

Public Authority: **Sri Pranab Kr. Choudhury, PIO
Executive Engineer, Udalguri
Rural Road Dvn.**

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

**Appellant was
Represented by:** **Absent**

**Public Authority was
represented by** **Sri Aparup Baruah, APIO
Superintending Engineer,
O/O Chief Engineer, PWD (R)**

O R D E R
30-1-2015

The appellant Sri Tapan Ch. Das was absent, although Notice was sent to him by Registered post.

The Public Authority was represented by :

- 1) **Sri Pranab Kr. Choudhury, Executive Engineer, Udalguri Road Division**
- 2) **Sri Aparup Baruah, APIO & Superintending Engineer, O/O, Chief Engineer, PWD (R)**
- 3) **Sri Kabin Ch. Saikia, Superintending Engineer, PWD (Roads) & two (2) others.**

In the absence of the appellant, the case is taken up for hearing Ex-parte.

Sri Aparup Baruah has made a written submission dated 29th January, 2015, which is incorporated in the case record.

It appears from a perusal of the case record and the records produced by the Public Authority today that the original RTI petition dated 26-12-2013 was submitted by Sri Tapan Ch. Das to the Commissioner & Special Secretary, Govt. of Assam, PWD (Roads) . This was transferred by Under Secretary to the Govt. of Assam, PWD (Roads) to the Chief Engineer, PWD (Roads) , Assam vide their letter No. DASR.6/2014/3 dated 8th January, 2014. On receipt of the communication from Under Secretary, PWD (Roads) on 29th January, 2014, the APIO and Superintending Engineer (P) in the office of the

Chief Engineer, PWD (Roads)., transferred the RTI application to the Executive Engineer, PWD and APIO (PMGSY) Cell in the office of the Chief Engineer, PWD (Roads) on 29th January, 2014 i.e on the same date on which it was received by him.

On 8th April, 2014 vide his letter No. CE/PMGSY/CB/85/2012/21 , the APIO and Executive Engineer, PWD (Roads) furnished a part of the information sought for by Sri Tapan Ch. Das to the PIO and S.E (P), PWD (Roads) in the office of the Chief Engineer, PWD. The same information was furnished to Sri Tapan Ch. Das, the petitioner by the PIO and S.E (P) vide letter No. CE/RTI/150/2012/27 dated 12th June, 2014.

The Appellate Authority submitted to this Commission that the remaining part of the information was furnished to the petitioner by the Executive Engineer, PWD Udalguri (Roads Divn), vide their letter No. G/RTI/2005/248/1770 dated 18-7-2013.

It appears that , not satisfied with the information furnished, as above, the petitioner filed his 1st Appeal Petition before the Commissioner & Special Secretary, Govt. of Assam, PWD (Roads) .

From the records produced by the Appellate Authority, it appears that on 2.5.2014, Commissioner & Spl. Secretary, PWD as the First Appellate Authority took a hearing, where the petitioner Sri Tapan Ch. Das did not appear. The First Appeal petition was therefore, disposed of ex-parte.

The appellant has now filed a Second Appeal petition dated 22nd February, 2014, for non-receipt of full information sought for by him in his original RTI application and after the first appeal petition.

As recorded above, the concerned PIO has furnished some information to the petitioner. The First Appellate Authority also disposed of the first appeal petition ex-parte for non-appearance of the appellant on the date of hearing.

Perusal of the contents of the second appeal petition and the information being sought for by the appellant/ petitioner shows that they are more in the nature of questions as to “Why” “What” “When” etc. The definition of information is given in Section 2(f) of the RTI Act, 2005. If the appellant wants any further information in the form as defined in Section 2(f) of the RTI Act, 2005, he may specify the material and the

form in which he wants the information and file fresh RTI application before the concerned PIO.

With the above orders the Second Appeal petition is disposed off ex-parte.

Sd/-

(H. S. Das, IAS)(Retd)
Assam State Chief Information Commissioner,
Panjabari, Guwahati-39

Authenticated true copy.

Sd/-

Secretary & Registrar
Assam State Information Commn.

Memo No. SIC/UDR.04/14/

30-1-2015

Copy to:

1. Sri Pranab Kr. Choudhury, PIO, Executive Engineer, Udalguri, Rural Road Division, Udalguri for information & necessary action.
2. Sri Aparup Baruah, APIO, Superintending Engineer, O/O Chief Engineer, PWD (R), Guwahati for information & necessary action.
3. Sri Tapan Ch. Das, Vill-Jikapara, P.O-Barkola Chowka, P.S-Kalaigaon-784 525 for information.
4. Computer Section for uploading in the Website
5. Office file.

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