

OFFICE OF THE
ASSAM STATE INFORMATION COMMISSION
JONAKKEE COMPLEX, PANJABARI, GUWAHATI-39

Appeal Case No:	DBR.03/2015
Appellant :	Sri Manoj Dekha
Public Authority:	Joint Secretary to the Govt. of Assam, Revenue & Disaster management Deptt., Dispur
Heard by:	Shri Himangshu Sekhar Das, Assam State Chief Information Commr.
Appellant was Represented by:	Sri Manoj Dekha
Public Authority was represented by	Sri Sanjib Kr. Das, SPIO and Jt. Secretary, Revenue & D.M. Deptt. Govt. of Assam, Dispur

O R D E R
09.4.2015

The appellant Shri Manoj Dekha is present. The Public authority is represented by Shri Sanjib Kr. Das, SPIO & Joint Secretary, Govt. of Assam, Revenue & DM Department. The second appeal petition dtd 21.4.14 is taken up for hearing in presence of both the parties.

The appellant and the SPIO of the Revenue & DM Department stated that the main issues are two:- (1) delay in making payment to the applicant who executed some work under SDRF and (2) non-response or delay in response to the RTI application dtd 6.1.14 addressed to the SPIO in the office of the Commissioner Revenue, Govt. of Assam. The SPIO further stated that after following due procedure like approval of the Empowered Committee of which Chief Secretary is the chairperson, necessary payment has been made to the applicant. The appellant Shri Manoj Dekha has also acknowledged receipt of payment. So the issue of payment is treated as closed.

Coming to non-esponse or delay in replying to the RTI petition dtd 6.1.14, the SPIO has stated that the information sought for by the applicant has been furnished to him by the Revenue & DM Department vide letter No. RGR.34/2014/7 dtd 4.2.14, which was received by the applicant, as stated by him. Now, the appellant's main complaint is the nearly one year's delay in furnishing the information by the SPIO of Revenue and DM Department.

From the case records and written submission dtd 6.4.15 made by the SPIO & Joint secretary of Revenue & DM Department, it is seen that the applicant submitted first appeal petition before the Commissioner & Secretary to the Govt. of Assam, Revenue and DM Department dtd 17.2.14, which was disposed of by the first Appellate authority vide his order dtd 29.4.2014. It is noted that the first Appellate Authority did not address the issue of delay in furnishing the information.

In view of the above, the Commission directs the SPIO of Revenue & DM Department to explain and clarify the reasons for his delay in furnishing the point-wise and correct information to the applicant within the stipulated period of 30 (thirty) days from the date of receipt of this order, which was pronounced in presence of both the parties. Written submission of the SPIO, P& RD Department to reach the Commission by 15.5.15.

Sd/-

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

Authenticated true copy.

Sd/-

Secretary & Registrar
Assam State Information Commn.

Memo No. DBR.03/2015/

Dtd. 09.4.2015

Copy to:

1. The SPIO in the office of the Revenue & Disaster Management Department, Govt. of Assam, Dispur for information and necessary action. .
2. Sri Manoj Deka, PWD Colony, Near over bridge, Dibrugarh, Assam for information
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission