

**OFFICE OF THE
ASSAM STATE INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-781 037**

Case No. : BPT.31/2012

Complainant/ appellant : Md. Nasher Ali

Respondent : Secretary, Paschim Jania S.S. Ltd.

Date of hearing : 04.6.2015

Complaint/ Second : Shri H.S. Das, IAS (Retd)
appeal heard by Chief Information Commissioner, Assam

O R D E R
04.6.2015

The petitioner Md. Nasher Ali is present. The Public Authority is represented by Md. Abul Hussain, Secretary Paschim Jania Samabay Samiti Ltd. (PJSSL) and Md. Abu Taleb Choudhury, Agent, Paschim Jania GPSS. The second appeal petition dtd 11.9.12 is taken up for hearing in presence of both the parties.

The Secretary of PJSSL has made a written submission dtd 4.6.15 which is entered into the case records. In his written submission he has stated that on receipt of the RTI application dtd 24.10.11, the Secretary PJSSL asked the petitioner to deposit Rs. 49000.00 (forty nine thousand) vide his letter dtd 14.11.11, which the petitioner claims to have received on 24.11.11. The Commission notes that the Secretary of PJSSL took necessary action within the stipulated 30 days' time. Thereafter the Secretary of the said GPSS collected the original documents from the concerned 12 nos of Fair Price Shops and gave it to the petitioner for his verification. The petitioner, however, refused to accept the same and demanded photocopies of those documents.

The Commission is of the view that since the Secretary of the said GPSS informed the petitioner about the required cost within the stipulated 30 days' time, he is therefore, not bound to give these photocopies free of cost. The Commission further notes that the information sought for is voluminous and preparing photocopies will put undue stress on the GPSS and on the concerned Fair Price Shops in terms of cost and man powers.

The Commission therefore, directs the Secretary, PJSSL to allow the petitioner to inspect the original documents available with him during office

hours on any working day within 30 (thirty) days from the date of receipt of this order which was pronounced in presence of both the parties. The Secretary of the GPSS will also allow the petitioner to take notes or photocopies of the documents required by him free of cost up to 100 (one hundred) copies and on payment of Rs. 2.00 per copy for any additional copy thereafter.

With the above order the second appeal petition is disposed of.

Sd/-

(H. S. Das)

Assam State Chief Information Commissioner,
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Secretary & Registrar
Assam State Information Commission

Memo No. BPT.31/2012

Dtd. 04.6.2015

Copy to:

1. The Secretary, Paschim Janiia Samabay Samity Ltd. , PO- Kadong, Dist. Barpeta, Assam for information.
2. Md. Nasher aloi, Vill- Galia, PO- Gare mari (Santinagar), Dist. Barpeta, Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission