

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

Case No. : JRT.04/2015

Complainant/ appellant : Smt. Gayatri Goswami

Respondent : Principal DCB Girls' College, Jorhat

Date of hearing : 08.5.2015

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

O R D E R
08.5.2015

In compliance of this Commission's order dtd 28.4.2015 Dr. Jinamoni Bhuyan, Principal, DCB Girls' College, Jorhat is present accompanied by Shri Padma Lochan Nath, Asstt. Professor of the same College.

The Principal submitted that the delay in furnishing the required information to the RTI petition was caused by the fact that the petitioner had meanwhile approached the Hon'ble Gauhati High Court on the same matter. Therefore, the Principal sought legal advice from her Advocate, who advised her that since the matter is sub judice, the information as sought for by the petitioner need not be furnished to her.

The Commission observes that pendency of the court case alone cannot be sufficient reason for non-furnishing of information under the RTI Act, 2005 unless it is otherwise inadmissible under the relevant provision of the said Act.

In view of the submissions made by the Principal, DCB Girls' College, Jorhat, the Commission decided not to impose any penalty on her but advises her to be more careful in future in handling RTI matters. The Commission further directs her to furnish the remaining information to the petitioner as already ordered by this commission vide order dtd 28.4.2015 by Registered A/D post or by e-mail or by special messenger.

Sd/-

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commn.

Memo No. JRT.4/2015

Dtd. 08.5.2015

Copy to:

1. The Principal, DCB Girls' College, Jorhat for information and necessary action.
2. Smt. Gayatri Goswami, Tarajan Bylane-1, Near Baruah X-Ray & Sonoscan, Jorhat for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission