

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

Case No. : LPR.21/2013

Complainant/ appellant : Sri Bubul Ch. Deori

Respondent : Principal Secretary, Deori Autonomous Council,
Lakhimpur

Date of hearing : 02.6.2015

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

O R D E R
02.6.2015

The Public Authority is represented by Sri Mridul Kumar Deori, A.E. and SPIO, Deori Autonomous Council (DAC), Lakhimpur. The petitioner Shri Bubul Ch. Deori is present. The second appeal petition dtd 14.6.13 and complaint petition dtd 9.12.13 are taken up for hearing in presence of both the parties in pursuance of Hon'ble Gauhati High court's order dtd 21.2.15.

On perusal of the case records it appears that the then SIC had already heard the second appeal petition dtd 14.6.13 and passed orders on 31.10.13 and dtd 26.12.13. It appears that the SPIO, DAC is yet to comply with the said orders.

In the said orders, the SIC also directed the SPIO to submit written statement within 30 (thirty) days from the date of receipt of the order stating the reasons why penalty under Section 20(1) of the RTI Act shall not be imposed on him for his failure to furnish the required information to the petitioner within the stipulated period of 30 days from the date of receipt of the RTI application. The SPIO has made a written statement dtd 1.6.15 which is entered into the case records.

The Commission's orders dtd 31.10.13 and dtd 26.12.13 have not been complied with till date. The Commission observes that the information sought for by the petitioner will be voluminous.

Therefore, the Commission directs the Principal Secretary, DAC and the SPIO in his office to allow the petitioner Shri B.C. Deori to inspect the relevant documents except against his question at serial No. 4 with the RTI petition 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 petitioner will also be allowed to inspect the relevant documents and take notes and copies thereof free of cost up to 50 copies and by paying Rs. 2.00 (Rupees two) per copy for any additional copies thereafter. The SPIO in his written statement also mentioned that he is in a position to furnish the required information within a month.

The Principal Secretary as well as the SPIO of DAC are also directed to be more careful in dealing with the RTI application and in complying with the Commission's order in future.

The Commission also observes that a large number of appeal/ complaint petitions are being received against DAC. It is also observed by the Commission that the subject matter of the RTI petitions mostly related to constitution and composition of the Council from time to time, appointment of Council's employees and their qualifications, etc, grants received by the Council in successive financial years since its inception, Schemes undertaken and implemented by the Council since its inception, expenditure statements, internal audit reports of the Council and evaluation and monitoring reports of the various schemes implemented by the Council from time to time. The Commission directs the DAC to make pro-active disclosure of all these information in their website within a period of 4 (four) months from the date of receipt of this order. The Commission passes this order u/s 4 of the RTI Act, 2005. The DAC will report compliance to the Commission.

Sd/-

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

Authenticated true copy.

Sd/-

Secretary & Registrar
Assam State Information Commission

Memo No. LPR.21`/2013

Dtd. 02.6.2015

Copy to:

1. The Principal Secretary, Deori Autonomous Council, Lakhimpur, Assam for information and necessary action.
2. The SPIO in the office of the Principal Secretary, Deori Autonomous Council, Lakhimpur for information and necessary action.
3. Sri Bubul Ch. Deori, Vill Major Deori, Vill- Major Deori, Majuli, Dist.Jorhati, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission