

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

Case No. : KP(M). 33/2015
Complainant/ appellant : Shri Himadri Dutta
Respondent : Power (Electricity)Department
Date of hearing : 14. 7.2015
Complaint/ Second : Shri H.S. Das, IAS (Retd)
appeal heard by Chief Information Commissioner, Assam

O R D E R
14.7.2015

The petitioner Shri Himadri Dutta is present. The SPIO of the power Department is absent. The prayer of Shri Himadri Dutta is taken up for hearing ex-parte.

Shri Dutta produced before the Commission an envelope sent by speed post containing his RTI application addressed to the Commissioner & Secretary, Govt. of Assam (Power (Electricity) Department, Dispur, which was returned undelivered.

The Joint Secretary to the Govt. of Assam, Power (Electricity) Department sent a written submission dtd 9th July, 2015 stating that Shri Dutta's RTI application was not received by the SPIO of the Department. The Commission notes that the refusal to accept petitioner Shri Dutta's RTI application addressed to the Commissioner & Secretary of the Department is not in consonance with Section 6(3) of the RTI Act, 2005.

The Commission directs the Commissioner & Secretary, Power (Electricity) Department to receive the RTI application of the petitioner and transfer it to the SPIO of the Department u/s 6(3) of the RTI Act, 2005. Thereafter, on receipt of the RTI application, the SPIO of the Department shall furnish the required information, as is admissible under the RTI Act, to the petitioner within the stipulated time period of 30 days from the date of receipt of the application with intimation to the Commission.

With the above order, the complaint petition of Shri Himadri Dutta is disposed of.

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

Authenticated true copy.

Secretary & Registrar
Assam State Information Commission

Memo No. KP(M). 33/2015/
Copy to:

Dtd. 14.7.2015

1. The Commissioner & Secretary to the Govt of Assam, Power (Electricity) Department, Dispur, Guwahati- 781 006 for information and necessary action.
2. Shri Himadri Dutta, 15, Reeti Enclave, Flat No. 4/D, P.P. Road, Rehabari, Guwahati- 781 008 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission