



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

Case No. : **NLB. 17/2013**

Complainant/ appellant : **Sri Pankaj Choudhury**

Respondent : **SPIO of Deputy Commissioner, Nalbari**

Date of hearing : **11-8-2015**

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

**O R D E R**

The public authority to be represented by SPIO in the office of the Deputy Commissioner, Nalbari is absent without any information. The petitioner Sri Pankaj Choudhury is present.

His complaint petition dated 15-11-2012 is taken up for hearing ex-parte.

It is seen from the case records and also confirmed by deposition made by the petitioner that he has received the information in respect of Point Nos. 1 and 2 of his RTI petition dated 30-8-2012.

As regards point No. 3, whereby he wanted to know the number of Home Guards who were engaged for Home Guard duties from February 1, 2012 till 30<sup>th</sup> April, 2012, along with their names and year of training, the SPIO, vide his letter dated 9-10-2012 did not divulge the information on security grounds. The Commission does not accept the reasons adduced by the SPIO for refusal of the information. Although Assam Home Guard Battalions are exempted from the purview of RTI Act, district level Home Guard Volunteers does not come under the exempted organizations notified by the Govt. of Assam vide Notification No. PLAS.384/2005/54 dated 8<sup>th</sup> March, 2006. Even otherwise the Commission is of the view that the selection and deployment of trained voluntary Home Guards for periodic duties should be objective and transparent.

The Commission, therefore, directs the SPIO in the office of the Deputy Commissioner, Nalbari to furnish the information sought for by the petitioner against point No. 3 of his RTI petition dated 30<sup>th</sup> August, 2012 within 15 days from the date of receipt of this order with intimation to the Commission.

With the above order the complaint petition dated 30-8-2012 is disposed of.

Sd/-  
**(H. S. Das)**  
**Assam State Chief Information Commissioner,**  
**Panjabari, Guwahati**

Authenticated true copy.

Sd/-  
**Secretary & Registrar**  
**Assam State Information Commissio**

Copy to

1. SPIO of the office of Deputy Commissioner, Nalbari for information and necessary action.
2. Sri Pankaj Choudhury, Village & P.O-Nijbahjani, P.S & Dist Dist-Nalbari, PIN-781334 for information.
3. Computer Section for uploading in the Website.
4. Office File.

**Secretary & Registrar  
Assam State Information Commission**