



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

Case No. : **KP(M) 640/2012**

Complainant/ appellant : **Shri Gobinda Rajbongshi**

Respondent : **APCDC Ltd.**

Date of hearing : **29-9-2015**

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

**O R D E R**

The petitioner/ complainant Sri Gobinda Rajbongshi , General Secretary of the DEVCROP and Employees' Association of APCDC Ltd. and Sri Rupak Bhattacharjee, SPIO of APCDC Ltd. are present. The SPIO has made a written submission dated 28<sup>th</sup> September, 2015 which has been entered into the case records. The complainant has also furnished a written submission dated 29-9-2015, which has also been entered into the case register.

When the Commission wanted to know whether the complainant is interested in getting the complete information as sought for by him under Section 19 of the RTI Act or he would like to pursue the matter as a complaint case under Section 8 of the RTI Act, 2005, he gave in writing that he is interested in obtaining the remaining information under Section-19 and not as a complaint case under Section 18.

In view of his written submission, the complaint petitions dated 4-7-2013 and 27-12-2013 are converted into a second appeal petitions and taken up for hearing accordingly.

The Annexures 'A' and Annexure 'B' mentioned in the written submission dated 29-9-2015 of the appellant was not enclosed. Therefore, the same could not be perused. The Commission directs the appellant to re-submit his written statement in a completed form along with Annexures on the next date of hearing.

In his written submission dated 29-9-2015 the appellant has stated that he has received information in respect of question No. 2 and 3 of his original RTI petition dated 10-8-2012. He is yet to receive information on the remaining 8 points.

The Commission notes that the appellant is the General Secretary of the DEVCROP Employees' Association which is one of the 2 (two) employees' Associations of APCDCL. At present the appellant is also the office Superintendent of APCDCL. This Commission is of the view that since the appellant and the public authority both belong to the same organization and since the information sought for also pertains to the same organization, namely APCDCL, they should have been able to share the information amicably within the organization.

The Commission, therefore, directs the SPIO of APCDCL to bring the matter to the notice of the Managing Director of the Corporation and take steps for furnishing the information as is admissible under the RTI Act to the petitioner within 15 days from the date of receipt of this order with intimation to this Commission.

Fix 2-11-2015 at 11 A.M for review of the positions taken by the appellant and the public authority.

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

**Authenticated true copy.**

**Assam State Information Commission**

Memo No- **KP(M) 640/2012 /- A**

**Dtd. 29 -9-2015**

Copy to:,

1. Sri Rupak Bhattacharjee, SPIO of APCDC Ltd. Sawkuchi, Lokhara, Guwahati-34 for information and necessary action, as above.
2. Sri Gobinda Rajbongshi , General Secretary of the DEVCROP and Employees' Association of APCDC Ltd. for information.
3. Computer Section for uploading in the Website.
- 5 Office File.

**Secretary & Registrar**  
**Assam State Information Commission**