



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

Case No. : CRG.02/2013

Complainant/ appellant : Shri Prankrishna Goswami

Respondent : Deputy Commissioner, Chirang District, BTAD

Date of hearing : 30.9.2015

Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)
appeal heard by : State Information Commissioner, Assam

O R D E R
30.9.2015

SPIO, office of the Deputy Commissioner, Chirang was absent without any leave.

Appellant was absent as well.

First Appellate Authority in the General Administration Department, Assam who had been directed through the endorsement Memo No. SIC/CRG.02/2013/05-A dtd 10.9.2015 to apprise the Commission either by a written submission or by deputing his authorized representatives on the date of the hearing submitted a written reply stating, briefly, as follows:

The First Appeal petition Dtd 30.1.2013 of Shri Prankrishna Goswami, petitioner had been forwarded to the Deputy Commissioners of Baksa, Chirang and Udalguri districts through their letter dtd 12.3.13 on the ground that the first Appellate Authority of the Department was not the appropriate Authority for the said Deputy Commissioners and also that the RTI application of 3.12.2012 had been transferred to the said Deputy Commissioners through the Department's letter dtd 10.12.12.

Perused the case records. Appellant filed the Second Appeal with Commission through his appeal dtd 15.3.13 stating that he had received neither the information he had sought for nor response to his First Appeal dtd 30.1.13.

Perusal of records indicate that appellant had sought information on (a) the notice through which the districts of Baksa, Chirang and Udalguri were created, and (b) the effective date on which these districts had come into being/formally inaugurated.

It is evident that instead of providing the information by it being the concerned department of Government of Assam, GAD transferred the RTI application to the three Deputy Commissioners as mentioned above severally, has already issued its order

The Commission has already issued its order on the part of the information sought by Appellant relating to Udalguri District, dtd 16.7.15. This order is relevant in this regard. An extract of the order is reproduced as follows:

"It is seen that the RTI application dtd 3.12.12 was addressed to the SPIO of GAD, Govt. of Assam. it is expected that the information sought for by the petitioner should be available in the General Administration Department. More than two and half years have already passed without the petitioner receiving the required information.

The Commission directs the SPIO in the GAD, Govt. Of Assam to furnish the information to the petitioner within 15 (fifteen) days from the date of receipt of this order with intimation to the Commission. If, for any reason, the SPIO is unable to comply with

this order, he will make a written submission to this effect stating reasons thereof before the Commission within 15 (fifteen) days from the date of receipt of this order.”

After a careful consideration of the matter, the Commission hereby reiterates the above mentioned order mutatis mutandis to be applied to the parts of the information that relate to the Districts of Chirang (Second appeal Case No. SIC/CRG.02/2013) and Baska (Second Appeal Case No. SIC/BGS.07/2013). Accordingly, Commission directs the SPIO in the GAD, Govt. of Assam to furnish the information sought by Appellant, Shri Prankrishna goswami relating to the districts of Chirang and Baksa within 15 (fifteen) days from the date of receipt of this order.

With this, the Second Appeal cases SIC/CRG.02/2013 and SIC/BGS.07/2013 are disposed of.

Sd/-
Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. CRG.02/2013/

Dtd. 30.9.2015

Copy to:

1. The SPIO & Deputy Secretary to the Govt. of Assam, General Admin. Department, Dispur, Guwahati-6 for information and necessary action.
2. The Deputy Commissioner, Chirang District, BTAD, Assam for information.
3. The Deputy Commissioner, Baksa District, BTAD, Assam for information.
4. Shri Prankrishna Goswami, Advocate, Gauhati High Court, H/No. 17, Lakhimi Path, Beltola Tiniali, Bye lane No.7, Beltola, Guwahati-28 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Secretary & Registrar
Assam State Information Commission