

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

Case No. : HLK.53/2013

Complainant/ appellant : Md Amad Uddin Barbhuiya

Respondent : Executive Engineer, Irrigation Divn., Hailakandi

Date of hearing : 27.10.2015

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

O R D E R
27.10.2015

Neither Public Authority nor Appellant were present.

Perused the records in the Second Appeal Case.

The following dates are relevant.

20.5.13 : RTI Application filed by the Applicant

18.7.09: First Appeal filed before Deputy Commissioner, Hailakandi.

22.8.13: Second Appeal filed before the Commission.

In this second appeal petition, the Appellant submitted that he had not received the information sought for by him from SPIO, office of the Executive Engineer, Water Resources Division, Hailakandi nor did he receive any response from First Appellate Authority.

In his written statement No. HWR/W/153/Pt-IV/2014-15/1171 dtd 7.10.15, PIO has submitted that Second Appeal case numbers 52 and 53 are about the same matter by the same applicant and that HLK.53/2013 has already been disposed of by the Commission through hearing dtd 13.8.2015.

Perusal of the records indicate that Second Appeal Cases 52 and 53 are based on two separate Applications submitted by the RTI Applicant and there was some difference in the information sought by the Applicant in the said two Applications. The PIO has enclosed an acknowledgment of receipt of information by the applicant. However, this acknowledgement too refers to both Appeal Nos. 52 and 53 and these leaves some room for confusion.

After a careful consideration of the instant Second Appeal, this Commission orders that the PIO in the office of the Executive Engineer, Hailakandi W.R. Division re-scrutinize the two RTI Applicants (Appeal Nos. 52 & 53) and ensures furnishing of appropriate, complete information to the Applicant within 15 days of receipt of the order.

The Second Appeal Case is disposed of.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. HLK53/2013/

Dtd. 27.10.2015

Copy to:

1. The Executive Engineer, W.R. Division, Hailakandi, Assam, PIN- 788151 for information and necessary action.
2. Amad Uddin Barbhuiya, Vill- Kanchanpur Pt-II, PO- Kanchanpur, Dist. Hailakandi, PIN-788151 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission