



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

Case No. : **KP(M).216/2013**

Complainant/ appellant : **Sri Satyajit Das,**

Respondent : **APSC**

Date of hearing : **7-12-2015**

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

O R D E R

The petitioner Sri Satyajit Das is absent without any information. The public authority is represented by :- (i) Sri Tapan Kr. Das, Research Officer & SPIO, APSC, Guwahati (ii) Sri Bishnu Momin, Jr. Administrative Assistant, (iii) Chinmoyee Talukdar, Dy. Director, Higher Education (iv) Sri Jayanta Thakuria, Dy. Director, SCERT & (v) Sri Anup Kr. Das.

The second appeal petition dated 24-4-2013 is taken up for hearing ex-parte in the absence of the petitioner.

The SPIO of APSC has submitted a written submission dated 30th November, 2015 which is entered into the case records. In the written submission the SPIO has narrated the action taken by them on the RTI application.

From perusal of the case records, it is seen that in response to the petitioner's RTI petition dated 14-9-2012 the SPIO of APSC informed the petitioner vide letter dated 28th October, 2012 that the educational qualification and experience details of other candidates for the post of Deputy Director/ Inspector of Schools/ DEEO are third party information, which cannot be disclosed, as all of them have refused to give their consent to disclose the said information and it cannot be furnished to the petitioner. The SPIO however, informed the petitioner about the marks secured by him in the interview. This was followed by another communication from Secretary, APSC to the petitioner vide letter dated 12th December, 2012, informing him that the cut-off mark in the interview for general candidates was 70% and for the reserved categories were 65%

The information sought for by the petitioner that is educational qualification and experience of other candidates clearly belong to the third party category. Unless there is a strong officio case that there was any irregularity in the selection process by the APSC, which is a Constitutional Body, there is no reason to presume or suspect that the selection process by APSC was vitiated by irregularities and that larger public interest demands disclosure of the sought for information.

This Commission, therefore does not find sufficient merit in the second appeal petition dated 24-4-2013 to disclose the third party information which does not have the consent of the affected third parties.

The second appeal petition is therefore, 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). 216 /2013/**

Dtd. 7-12-2015

Copy to:,

1. Sri Tapan Kr. Das, Research Officer & SPIO, APSC, Guwahati for information.
2. Sri Satyajit Das, East Krishnai, P.O- Kamishoil, Dist Karimganj , PIN-788711 for information
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission