



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

Case No. : BPT.36/2014
Complainant/ Appellant : Sri Ashok Roy Choudhury.
Respondent : The SPIO, O/o the D.C., Barpeta.
Date of hearing : 28.12.2015
Complaint/ Second Appeal heard by : Shri Pinuel Basumatary, IA&AS (Retd),
State Information Commissioner, Assam

O R D E R
28.12.2015

The Appellant is present.

The SPIO, Office of the Deputy Commissioner, Barpeta is absent, however, Written Statement dated 28/12/2015 has been submitted.

A perusal of the case records indicates the following sequence of significant dates:

16.06.14	RTI Application filed with the D.C., Barpeta.
20.06.14	Information sought by SPIO, Office of the D.C., Barpeta from A.D.C. (Personnel Establishment Branch), Barpeta.
12.09.14	Disposal order of the First Appellate Authority.
09.10.14	Second Appeal filed with the Commission.

Perused the aforementioned W/S. The SPIO has submitted that information had been provided to the Petitioner through letter dated 28/7/2014 but for the photocopies of documents submitted by the concerned employees at the time of their appointment and of their service books being third party documents and permission for disclosure having been refused by the third parties.

The Appellant submitted that the documents sought for by him are in the public domain and therefore, should not be treated as confidential third party information. He further submitted that he was basically interested on information relating to appointment made during the specific period and not so much with the entries made in the service book post appointment.

After a careful consideration of the submission by Appellant and the SPIO, the Commission hereby orders that the documents/records which were prepared at the time of selecting and appointing the concerned employees are a matter of official record and should therefore, be provided to the Appellant/Petitioner as a part of the information free of cost, within a period of 10 days of receipt of this order.

With this, the Second Appeal is disposed of.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Copy to:

1. The SPIO, Office of the Deputy Commissioner, Barpeta (Assam) for information and necessary action.
2. The First Appellate Authority/ Deputy Commissioner, Barpeta, Assam for information and necessary action.
3. Sri Ashok Roy Choudhury, C/o- Roy Auto Eng. Works, Barpeta Road, Vill- Barpeta Road, Ward no.- 4 (Amtol), P.O.- Barpeta Road, Dist- Barpeta, Assam, Pin- 781315 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission