



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

Case No. : KP (M).658/2013
Complainant/ Appellant : Sri Joydeb Das
Respondent : The SPIO, O/o the Commissioner of Taxes, Guwahati
Date of hearing : 29.12.2015
Complaint/ Second Appeal heard by : Shri H.S. Das, IAS (Retd),
Chief Information Commissioner, Assam

O R D E R
29.12.2015

A written submission dated 28.12.2015 made by the appellant Sri Joydeb Das was received today and entered into the case records. The Assistant Commissioner of Taxes, Sri P.K. Sinha has also made a written submission dated 24.12.2015 which is also entered into the case records.

The Assistant Commissioner of Taxes and SPIO stated in his written submission that the third party namely All Assam Wholesale Fish Traders' Association has objected to give any documents pertaining to the association to the RTI applicant. The Assistant Commissioner and SPIO has not however taken any decision required under Section 11 (3) of the RTI Act, 2005 and as was ordered by this Commission in its order dated 19.11.2015.

The Assistant Commissioner of Taxes and SPIO is therefore directed to make a decision as to whether or not to disclose the information or record or part thereof to the RTI applicant and give written notice of his decision to the third party as is required under the Section 11 (3) of the RTI Act, 2005.

Fix 24.02.2016 - 11:00 AM for next hearing. Also issue notice to both the parties for appearance with relevant laws and records that they would like to rely upon at the time of next hearing.

Sd/-
(H.S Das)
Assam State Chief Information Commissioner,
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. KP (M).658/2013 -A

Dtd. 29.12.2015

Copy to:

1. The SPIO and the Assistant Commissioner of Taxes in the office of the Assistant Commissioner of Taxes, Unit 'D', New Kar Bhawan, Guwahati- 06 (Assam) for information.
2. Sri Joydeb Das, Ambari, Fatasil, K.K. Road near Mayor Krishna Cinema Hall, House no. 16, Guwhati-25 (Assam) for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission