



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

Case No. : **KP(M)456/2013**

Complainant/ appellant : **Sri Bipin Ch. Thakuria**

Respondent : **State Mission Director, Bamboo Development Authority**

Date of hearing : **18-12-2015**

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

**O R D E R**

The petitioner Sri B.C.Thakuria is absent without any information. The public authority is represented by Sri Pranjal Sharma, Data Operator as authorized by the State Mission Director of Bamboo Development Agency, Guwahati.

The Commission observes that the representation of the BDA for hearing before this Commission should be at official level. The Commission, therefore, directs the Mission Director of Bamboo Development Agency to notify an officer of his Organization as the SPIO or otherwise the Mission Director himself will be deemed to be the SPIO of his Organization and he will be required to attend the hearings of the Commission.

The complaint petition dated 5-7-2013 is taken up for hearing ex-parte in the absence of the complainant/ petitioner.

From perusal of the case records, it is seen that the petitioner filed his RTI petition dated 13-3-2013 before the SPIO of the office of State Mission Director, Bamboo Development Agency under the department of Environment and Forest, Govt. of Assam. Vide letter dated 26<sup>th</sup> April, 2013, the SPIO of BDA replied to the appellant. The gist of the reply is that the BDA released funds to the Forest Development Agencies for plantation works through Joint Forest Management Committees. From the reply it seems that after so releasing the fund the Bamboo Development Agency is unaware about the proper utilization of the fund, area covered under plantation of bamboo, sustenance of the plantation etc.

Not satisfied with the reply of the SPIO, the petitioner filed his first appeal petition dated 13-5-2013 before the Mission Director of BDA.

The Mission Director has sent a written submission dated 9<sup>th</sup> December, 2015 to this Commission, enclosing a copy of his reply dated 18<sup>th</sup> Jun, 2013 addressed to the petitioner Sri B.C.Thakuria. It is seen that the reply to the first appeal petition was given without hearing the appellant and the reply to the first appeal petition does not help the petitioner at all in getting any information in reply to his RTI petition dated 13-3-2013,

This Commission is satisfied, under Section 18(2) of the RTI Act, 2005 that there are reasonable grounds to inquire into the matter, and therefore, it directs the Mission Director to appear in the next date of hearing with all relevant records pertaining to the RTI application, including details of funds disbursed, details of his mechanism to monitor proper utilization of the fund released by the Mission Director to the Field Agencies and the physical out-come of the public expenditure made by the Mission Director.

Fix 29-1-2016 at 11 A.M for the next date of 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)456/2013/ -A**

**Dtd. 18-12-2015**

Copy to:

1. State Mission Director of Bamboo Development Agency, Guwahati for information and necessary action.
2. Sri B.C.Thakuria, 44-A, Santipur, I.G. Road, Guwahati-9 for information.
3. Computer Section for uploading in the Website.
4. Office File.

**Secretary & Registrar  
Assam State Information Commission**