



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

Case No. : SIC/NGN.23/2015
Complainant : Sri Alakesh Das.
Respondent : The SPIO, O/o the State Level Nodal
Agency, (IWMP), Assam
Date of hearing : 21.01.2016
Complaint heard by : Shri Pinuel Basumatary
State Information Commissioner, Assam

O R D E R

21.01.2016

The Public Authority is represented by Sri. Rama Saikia, SPIO, State Level Nodal Agency (SLNA), Integrated Watershed Management Programme along with Pradip Dutta, Divisional Officer, South Bank Soil Conservation Division and Sri Nirup Rajkumar, Office Assistant.

The Complainant absent.

Through his Complaint letter dated 17.11.2015, Sri Alakesh Das complained to the Commission that the information furnished to him by the SPIO in compliance with the order of the Commission dated 01.10.2015 was anomalous. He has submitted the Complaint for information to the Commission and for an enquiry to be constituted.

Perused the W/S submitted by the Complainant dated 20.01.2016. The Complainant that he had not received the information relating to item no. 3 & 4 of his Application and that the information received in respect of 5 & 6 are anomalous. Secondly, he has prayed for the Commission to facilitate the furnishing of some certification document. Thirdly, the Complainant has queried as to under which norms of Government fund could not be expended on religious institutions, as it seen to have been done from the beneficiary list.

Perused the W/S submitted by the SPIO dated 20.01.2016. It has been submitted that the information relating to item no. 4, 5 & 6 of RTI Application that had remained to be provided to the RTI Applicant at that time of last hearing by the Commission on 01.10.2015 have been provided to him by registered post through a letter dated 31.10.2015. It has also been submitted that the subsequent complaint dated 17.11.2015 was of general nature and the SPIO was unable to redress the same.

Perusal of the case records indicate that as mentioned in the order dated 01.10.2015, the information relating to item no. 3 namely utilisation certificates had been provided to him through letter dated SLNA/24/2009/Pt-44 dated 28.10.2014.

The Commission observes that the Second issue raised by the Complainant in his letter dated 22/01/2015 was unclear.

As regards, the third issue that relates to public expenditure having been expended on religious institutions, it is seen that this was not a part of the information that was sought by the RTI Applicant through his original Application.

In the absence of the Complainant, it was not possible for the Commission to determine the precise items of information which he has alleged to be anomalous or at variance with facts.

In view of the facts brought out above, the Commission hereby orders that the issue of information relating to providing funds to religious institutions, not being a part of the original Application, may be sought by the Applicant, if he so desires, through another Application to be made in terms of the RTI Act, 2005.

As regards, the contention of the Complainant regarding anomaly or inaccuracy in the information supplied to him, he may approach other fora for redressal based on facts, for the reason and the objective of the RTI Act, 2005 is to facilitate furnishing of information available with Public Authority to citizens, which the Public Authority in instant case has declared to have done.

With this, the Complaint 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. SIC/NGN.23/2015 -A

Dtd.21.01.2016

Copy to:

1. The SPIO, Office of the State Level Nodal Agency (IWMP), Assam, Bhumi Sangrakshan Bhawan, R.G. Baruahd Road, Guwahati-781005 for information and necessary action.
2. The First Appellate Authority/ Director, Directorate of Soil Conservation, Bhumi Sangrakshan Bhawan, R.G. Baruah Road, Guwahati- 781005 for information and necessary action.
3. Sri Alakesh Das, President/Secretary, Nipeerita Krishak Janakalyan Mancha, Dhing Town, Dhing, Dist- Nagaon, Assam, Pin- 782123 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission