



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

Case No. : SIC/CCR.51/2013
Appellant : Sri Dulal Bora
Respondent : The SPIO, Office of
1. The Executive Engineer, Inland Water Transport, Guwahati Division
2. The Executive Engineer, Inland Water Transport, Dibrugarh Division
3. The Executive Engineer, Inland Water Transport, Silchar Division
Date of hearing : 29.02.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
29.02.2016

The Public Authority is represented by Md. Musfiquir Rahman, Joint Director and Executive Engineer/SPIO, office of the IWT, Guwahati Division along with Sri Deepak Kr. Chakravorty, Executive Engineer/SPIO, office of the IWT, Silchar Division and Zakir Hussain, Sr. Assistant.

The Petitioner has prayed for leave of absence on personal ground through a letter dated 29.02.2016.

Written Statements received from Director, IWT, Govt. of Assam dated 23.02.2016, Executive Engineer, IWT, Guwahati Division dated 23.02.2016, Executive Engineer, IWT, Silchar Division dated 20.02.2016 and i/c Executive Engineer, Dibrugarh Division dated 20.02.2016.

Perused the case records. It is seen that the Appellant had submitted his Second Appeal dated 06.06.2013 before the Commission being aggrieved at not receiving the information he had sought for from the SPIO, Directorate of IWT, Assam through his RTI Application dated 02.03.2013 and no response to his First Appeal dated 09.04.2013 filed with the Director, IWT, Assam.

Perused the aforementioned W/S. It is seen that some information with reference to the instant RTI Application had been provided to the Appellant on various dates. However, the information was not consolidated to relate them directly to the specific information the Appellant had sought but was given severally by the three divisions and none of them were precise on the specific information that were sought.

Heard the representatives of the Public Authority present. They reiterated the position as contained in the above mentioned letters which were issued to the Appellant and stated that a consolidated reply can now be issued from the Directorate.

In his communication seeking leave of absence from the today's hearing, the Appellant has not mentioned anything about his receiving or not receiving the information, and if received, the shortcomings in the information so received.

There is no evidence of the First Appellate Authority (FAA)/Director of Inland Water Transport, Govt. of Assam having disposed of the First Appeal in accordance with the RTI Act, 2005.

In view of the facts brought out above, the Commission hereby orders that the SPIO, office of the Director of IWT, Govt. of Assam shall provide the consolidated reply to provide the information as sought for by the Applicant/Appellant, free of cost, within a period of 10 days of receipt of this order

The Commission further orders that the FAA/Director of Inland Water Transport, Assam, Govt. of Assam, shall consider and dispose of the aforementioned First Appeal, with a speaking order, within a period of 21 days of receipt of this order.

With this, the Second Appeal Petition is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam State Information Commission

Memo No. SIC/CCR.51/2013/ -A

Dtd. 29.02.2016

Copy to:

1. The SPIO, Office of the Executive Engineer, Inland Water Transport, Guwahati Division, M.G. Road, Assam, Pin- 781001 for information and necessary action.
2. The SPIO, Office of the Executive Engineer, Inland Water Transport, Dibrugarh Division, T.R. Phukan Road, PO- Dibrugarh, Assam, Pin- 786001 for information and necessary action.
3. The SPIO, Office of the Executive Engineer, Inland Water Transport, Silchar Division, PO- Silchar, Dist- Cachar, Assam , Pin- 788001 for information and necessary action.
4. The First Appellate Authority/Director of Inland Water Transport, Assam, Ulubari, Guwahati- 780107 for information and necessary action.
5. Sri Dulal Bora, Kainadhara Tiniali, House No. 118, Rajiv Gandhi Path, Khanapara, Guwahati, Dist- Kamrup(M), Assam, Pin- 781022 for information.
6. Computer Section for uploading in the Website.
7. Office File.

Deputy Registrar
Assam State Information Commission