



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

Case No. : **KP(M)662/2012**
Complainant/ appellant : **Sri P.Bezbaruah**
Respondent : **Deputy Commissioner, Kamrup (Metro)**
Date of hearing : **21-04-2016**
Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by : **Chief Information Commissioner, Assam**

O R D E R

The petitioner Sri B. Bezbaruah is absent without any information. The public authority to be represented by the SPIO of the office of Deputy Commissioner, Kamrup (Metro) is also absent. The SPIO has sent a written submission dated 20-4-2016 praying for re-fixation of the date of hearing on the ground of her pre-occupation with election duty without mentioning what kind of election duty is keeping her busy after polling was over on 11th April, 2016 and before counting of votes on 19th May, 2016.

From perusal of the case records it is seen that the petitioner filed an RTI petition dated 22-5-2012 before the SPIO of the office of Deputy Commissioner, Kamrup (Metro) wanting to know whether the status report sought for by the SPIO of Chief Minister's Secretariat, Dispur, vide Memo No. CMS.2/2011/RTI/Pt-III/176 dated 12-1-2012 from the PIO of the Office of the Deputy Commissioner, Kamrup, on a matter of land grabbing allegedly with the association of Lot Mandal / Cricle Officer (SRC) and Additional Deputy Commissioner, Kamrup (Land Records) Branch.

It is also seen from the case records that the Deputy Commissioner, Kamrup (Metro) in his capacity as the First Appellate Authority passed an order dated 25-7-2012 directing the Additional Deputy Commissioner, Settlement Branch to provide the required information to the petitioner within 15 days from the date of his order.

Fix 23rd May, 2016 at 11.30 A.M for the next date of hearing. Issue notice to the SPIO of the Office of the Deputy Commissioner, Kamrup (Metro) and Additional Deputy Commissioner, Kamrup (Metro) (Land Records Branch) and Additional Deputy Commissioner, Settlement Branch in the office of Deputy Commissioner, Kamrup (Metro) for their personal appearance along with their written statement. whether the petitioner has been furnished with the sought for information in compliance with Deputy Commission/ First Appellate Authority's order dated 25-7-2012. If the information has not yet been furnished, then their written statement should include an explanation as to why penal actions under Section 20 of the RTI Act, 2005 shall not be initiated against them for their failure to comply with the relevant provisions of the RTI Act, 2005.

Issue notice to the petitioner also asking him to confirm in writing on or before 20th May, 2016 whether he has in the meanwhile received the required information. Also direct him to appear personally or through his authorized representative on the next date of hearing.

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

Authenticated true copy.

**Sd/-
Registrar
Assam Information Commission**

Memo No.SIC/KP(M)/ 662/2012 /

Dtd. 21-4-2016

1. SPIO, of the office of Deputy Commissioner, Kamrup (Metro), Panbazar, Guwahati-1 for information and necessary action.
2. Additional Deputy Commissioner, Land Record Branch of the office of Deputy Commissioner, (Kamrup) for information and necessary action.
3. Additional Deputy Commissioner, Land Revenue (Settlement) branch of the Office of Deputy Commissioner, Kamrup (Metro) for information and necessary action.
4. Sri P. Bezbaruah, B.R Path, Amolapatty, P.O-Dibrugarh for information and necessary action.
5. Computer Section for uploading in the Website.
6. Office File.

**Registrar
Assam Information Commission**