



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

Case No. : SIC/NGN.12/2014
Appellant : Md. Mubarak Hussain.
Respondent : The SPIO, O/o the
1. Assam Gramin Vikash Bank , Golaghat Regional Branch
2. Assam Gramin Vikash Bank, Dagaon Branch
Date of hearing : 04.05.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
04.05.2016

The Appellant absent without information. He has not apprised the Commission whether he has received further information subsequent to filing of Second Appeal which he was asked to do through Commission's hearing notice dated 25.04.2016.

Sri Ratan Deb, Manager, Assam Gramin Vikash Bank, Guwahati is present as a representative of the First Appellate Authority and has submitted a Written Statement dated 02.05.2016 which is taken on the case record.

Sri Dipankar Baruah, SPIO/Regional Manager, Assam Gramin Vikash Bank, Golaghat is present.

Through the aforementioned W/S from the FAA, it has been submitted that the RTI Application dated 23.08.2013 was responded to by the SPIO through a letter dated 23.09.2013. Not being satisfied with the response the Applicant submitted the First Appeal dated 29.10.2013 to the First Appellate Authority. Thereafter, First Appellate Authority wrote a letter dated 08.11.2013 to the Appellant upholding the view that was communicated by the SPIO.

Perused the case record. It is seen that the Appellant had filed his Second Appeal stating that the information furnished to him were "misleading and unsatisfactory". RTI Applicant had sought the names of recipients of KCC and certain details relating thereto. In his reply the PIO has stated that the information sought for relating to third party, in the nature of commercial confidence, and exempt under Section 8(1)(d)(e) and (J) of RTI Act, 2005, and the Bank is under obligation to maintain secrecy about the affairs of its clients in terms of Banking Companies Act, 1970.

The Appellant has not explained in his Appeal as to why he found the information supplied "misleading and unsatisfactory". The Commission has had no opportunity of having this term explained by Appellant in his absence in today's hearing and any Written Submission. Under the circumstances, the Commission is not in a position to take a view on the matter contrary to that of SPIO and First Appellate Authority.

Hence, the Second Appeal is dismissed as having no ground.

Sd/-
Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.
Sd/-
Deputy Registrar
Assam Information Commission

Copy to:

1. The SPIO, office of the Assam Gramin Vikash Bank (AGVB), Golaghat Regional Branch, P.O.- Golaghat, Dist- Golaghat, Assam, Pin- 785621 for information.
2. The SPIO, office of the Assam Gramin Vikash Bank (AGVB), Dagaon Branch, P.O.- Dagaon, Dist- Nagaon, Assam, Pin- 782124 for information.
3. The First Appellate Authority/Chairman, Assam Gramin Vikash Bank (AGVB), G.S. Road, Bhangagarh, Guwahati- 781005 for information
4. Md. Mubarak Hussain, Vill- Pub Mukunda Ati, P.O.- Leteripar Bazar, Dist- Nagaon, Assam, Pin- 782124 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Deputy Registrar
Assam Information Commission