



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

Case No. : SIC/HLK.38 /2015
Complainant : Md. Baharul Islam Choudhury
Respondent : The SPIO, O/o the Chief Executive Officer, Hailakandi
Zilla Parishad, Hailakandi
Date of hearing : 02.05.2016
Complaint heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R

02.05.2016

The petitioner Md. Baharul Islam Choudhury is absent but has sent intimation through email that he is not in a position to attend the hearing due to ill health and that action should be taken against the CEO, Zilla Parishad, Hailakandi for non furnishing of information.

The Public Authority has submitted a status report dated 30.04.2016 and has deputed the SPIO, Office of the CEO, Zilla Parishad, Hailakandi Sri Pinak Pratim Das to attend the hearing.

From the report of the First Appellate Authority, it appears that the RTI petition dated 24.12.2013 and the Appeal petition dated 01.02.2014 of Md. Baharul Islam Choudhury could not be traced out in the office and the SPIO had been directed to furnish the information available in the office of the First Appellate Authority to the petitioner during the hearing.

The SPIO vide letter dated 30.04.2016 stated that he has enclosed the information/documents as sought for by the petitioner. During the hearing, he stated that the RTI petition dated 24.12.2013 could not be traced in office and the information/documents furnished was based on the copy of the complaint petition dated 03.05.2014 and the RTI petition dated 24.12.2013 received as enclosures with the hearing notice of the Commission dated 22.04.2016. He also stated that he was designated as the SPIO in the office of the CEO, Zilla Parishad Hailakandi on 27.08.2015 and was unaware of the RTI petition which was not put up to him. The SPIO further stated that the details of NREGS sanction loans, bank and cash register, deposit and withdrawal statements etc. could not be furnished as these were quite voluminous and it would not be possible to furnish the copies of the same. He requested the Commission to direct the petitioner to visit the office of the SPIO, office of the CEO, Zilla Parishad, Hailakandi for inspection of the relevant records/documents available in the office. He also requested the Commission to return the information/documents enclosed with the report submitted by him during the hearing so that the same could be furnished to the petitioner by registered post as the petitioner was absent in the hearing today. The Commission allows the prayer the SPIO, office of the CEO, Zilla Parishad, Hailakandi.

The Commission observes that the information sought for by the petitioner in his RTI application dated 24.12.2013 involves huge volumes of information relating to several years from 2012-2015. The information sought for also relates to different categories. Furnishing of complete information will require compilation of information and huge expenditure in making photocopies. This will lead to a huge burden on the resources of the Public Authority concerned.

The Commission therefore, directs the petitioner to inspect the relevant documents in the office of the SPIO within 15 days from the date of receipt of this order and complete the inspection of documents within two working days during office hours.

The SPIO is also directed to allow the petitioner to inspect the relevant office records as above and allow him to take notes and photocopies of the documents sought for free of cost up to 50 copies and thereafter payment of Rs. 2/- for every additional photocopy.

In view of the circumstances stated above and the steps taken on the complaint petition dated 03.05.2014 by the First Appellate Authority and the SPIO for furnishing the information, the Complaint Petition, is disposed of.

Sd/-

Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/HLK.38/2015/ -A

Dtd. 02.05.2016

Copy to:

1. The SPIO, Office of the Chief Executive Officer, Zilla Parishad, Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
2. Md. Baharul Islam Choudhury, S/o Late Bosir Uddin Choudhury, Vill- Bashdahar-I, PO- Kuchila Bazar, Dist- Hailakandi, Assam, Pin- 788155 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Deputy Registrar
Assam Information Commission