

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

Case No. : SIC/NLB.13/2015
Appellant : Sri Sanjib Kr. Deka
Respondent : The SPIO, O/o the Commissioner of Panchayat & Rural
Development, Guwahati
Date of hearing : 11.05.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
11.05.2016

The petitioner Sri Sanjib Kr. Das is present.

The Public Authority has deputed Sri Amarendra Sarma, Asstt. Development Commissioner, PIO to attend the hearing.

The Joint Director, P & RD has submitted a written statement dated 10.05.2016 and has enclosed a copy of the information furnished to the petitioner vide letter dated 27.04.2016. The petitioner, however, denied to have received any communication through post and as such the SPIO furnished a copy of the reply to the petitioner during the hearing.

The petitioner stated that he was satisfied with the information furnished on the 5 points of his RTI petition dated 24.09.2014 except point no.6 wherein the SPIO had noted that as per section 11 (1) of the RTI Act, 2005, the information of other candidates could not be disclosed without the consent of the concerned persons. The SPIO stated that they had sought for consent from Smt. Karabi Das, the third party concerned to submit her written consent to disclose the information sought for by the petitioner within 10 days from the date of receipt of the communication. From the records available, it could not be ascertained whether the third party concerned had received the communication addressed to her.

The Commission therefore directs the SPIO to issue another notice to the third party to submit her written consent within 10 days, and if no communication is received, the SPIO will take action as per the proviso clause of Section 11 (1) of the RTI Act, 2005.

With the above direction, the Second Appeal dated 05.01.2015 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/NLB.13/2015 / 25-A

Dtd. 11.05.2016

Copy to:

1. The SPIO, Office of the Commissioner, Panchayat & Rural Development, Assam, Panjabari, Juripar, Guwahati-781037 for information and necessary action.
2. The First Appellate Authority/Commissioner, Panchayat & Rural Development, Assam, Panjabari, Juripar, Guwahati-781037 for information and necessary action.
3. Sri Sanjib Kr. Deka, S/o Late. Dinabandhu Deka, Tihu Town, Ward. No.1, PO-Tihu, Dist-Nalbari, Assam, PIN-781371 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission