



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

Case No. : SIC/GLT.6/2016
Appellant : Sri Jibeswar Kalita.
Respondent : The SPIO/Secretary, Gamariguri S.S. Ltd., Golaghat.
Date of hearing : 26.05.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
26.05.2016

The Appellant present.

The SPIO/Secretary, Gamariguri S.S. Ltd., Golaghat who was notified in today's hearing is absent without information.

Heard the Appellant. He submitted that he has not received the information he had sought for inspite of the order dated 21.10.2014 issued by Assistant Registrar, Co-operative Societies, Golaghat directing the Secretary of the said S.S. Ltd. to provide information in response to his First Appeal

Perused the case record. It is seen that the information sought for from the said S.S. Ltd. pertains to Public Distribution System, a function the co-operative society performs as an agent of Food, Civil Supplies & Consumer Affairs Department. The Application for information had been made to the Secretary of Gamariguri S.S. Ltd. and First Appeal with the Assistant Registrar, Co-operative Societies, Golaghat. As the Secretaries of Co-operative societies does not constitute a Public Authority under Section 2 (H) of the RTI Act, 2005, it would be more appropriate for the F.C.S. & C.A. authorities in the district to act as Public Authority in the instant case and for such authority to procure information from the co-operative societies such information as can be accessed under any relevant laws they administer.

In view of the facts brought out above, the Commission hereby orders as follows –

1. The Superintendant, F.C.S. & C.A., Golaghat being the appropriate SPIO shall procure such information as can be accessed under any relevant law and provide the same to the Applicant, free of cost, within a period of 21 days of receipt of this order.
2. Should the Applicant not receive the information in accordance with this order within the stipulated time, he shall be at liberty to file a fresh First Appeal before the Dy. Director, F.C.S. & C.A., Golaghat as First Appellate Authority, and the latter shall dispose of the said Appeal in accordance with the provisions in this behalf in the Act.

Send a copy of the RTI Application dated 23.07.2014 to the SPIO/Superintendant, F.C.S. & C.A., Golaghat.

With this, the Second Appeal is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Deputy Registrar
Assam Information Commission

Copy to:

1. The SPIO/Superintendent, Food Civil Supplies and Consumer Affairs Department, Office of the Deputy Commissioner, Golaghat, Dist- Golaghat, Assam for information and necessary action.
2. The First Appellate Authority/Deputy Director *i/c*, Food, Civil Supplies and Consumer Affairs Department, Dist- Golaghat, Assam for information and necessary action.
3. The Secretary, Gamariguri S.S. Ltd., Dist- Golaghat, Assam for information.
4. The Assistant Registrar of Co-operative Societies Ltd., Golaghat, Dist- Golaghat, Assam for information.
5. Sri Jibeswar Kalita, General Secretary, Antaranga Sanjog Samity, Kumargaon, Dergaon, P.O.- Dergaon, Dist- Golaghat, Assam for information.
6. Computer Section for uploading in the Website.
7. Office File.

Deputy Registrar
Assam Information Commission