



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

Case No. : SIC/NGN.26/2014
Complainant/Appellant : Sri Bharat Tamuly.
Respondent : The SPIO, O/o the Board of Secondary Education, Assam
Date of hearing : 09.06.2016
Complaint/Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
09.06.2016

The Public Authority is represented by Sri Bimal Chandra Medhi, SPIO, SEBA and his assistant. A Written Statement dated 08.06.2016 received from the SPIO which is taken on the case record.

The Appellant absent without information.

Perused the W/S. It has been submitted that action had been taken well within the stipulated time of 30 days to seek from the Applicant the name of the third party to which the information sought for related, and that consent of the third party could not be obtained and information provided to the Appellant for want of any response from the Applicant. The information was sought from the Applicant through a letter dated 07.01.2014.

Perused the case record. It is seen that the Applicant had sought certain information including date of birth of a particular HSLC candidate. The Applicant had not mentioned the candidate's name etc. excepting his roll number.

Considering the facts brought out above, the Commission upholds the decision of the SPIO to seek the information from the Applicant relating to name of the candidate so as to obtain third party consent under Section 11 of the RTI Act, 2005. The Commission also observes that the Applicant did not cooperate with the SPIO and had not explained as to how the information relating to a particular candidate was in public interest.

The Complaint/Appeal is thus dismissed as having no ground.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/NGN.26/2014/ 6 -A

Dtd. 09.06.2016

Copy to:

1. The SPIO, office of the Board of Secondary Education, Assam, Guwahati, Pin- 781021 for information.
2. Sri Bharat Tamuly, L.P. Road, 'N' Area, Lanka, P.O.- Lanka, Dist- Nagaon, Assam, Pin- 782446 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Deputy Registrar
Assam Information Commission