

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

Case No. : SIC/DHR.28/2013
Appellant : Md. Monowar Hussain.
Respondent : The SPIO, O/o the Assistant Registrar of Co-operative Societies,
South Salmara, Mankachar Sub-Division, Dhubri
Date of hearing : 13.06.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
13.06.2016

The Appellant absent without information.

The Public Authority is represented by Sri H.K. Gayan, *i/c* Deputy Registrar of Co-operative Societies, Dhubri along with his assistant, Sri Ranjit Kumar Mandal, *i/c* Asstt. Registrar of Co-operative Societies, Hatsingimari and Sri Suramani Sarmah, Sub-Registrar of Co-operative Societies, Dhubri. A Written Statement dated 09.06.2016 received from the *i/c* Asstt. Registrar of Co-operative Societies, Hatsingimari.

Perused the W/S. It has been submitted that the current incumbent was unaware of the RTI Application until he received the hearing notice from the Commission, and that by tracing the case it has been found that the Secretary, Sukchar GPSS Ltd. was requested to provide the information sought for related to mid day meal through a letter dated 08.05.2012. It has been added that it was not known whether the information was provided.

Heard the representatives of the Public Authorities present including DRCS, Dhubri. The DRCS, Dhubri submitted that on receipt of the First Appeal dated 03.10.2012, the SPIO had been directed through a letter dated 08.10.2012 to provide the information.

Perused the case record. It is seen that the Appellant had filed the Second Appeal after he failed to receive the information he had sought for from the SPIO. He had also mentioned that he had not received any response to his First Appeal which he had filed before the DRCS, Dhubri. This indicates that he had not received the copy of the aforementioned direction of the First Appellate Authority to the SPIO.

In the absence of the Appellant, it could not be ascertained as to whether he had received the information in the meantime or he was indeed still interested in the information which he had sought for over 4 (four) years back. He has not sent any apology for his absence or any written statement to apprise the Commission about the status of his RTI Application.

In view of the facts brought out above, the Commission hereby orders that the Appellant shall, if still interested in the information, write to the SPIO within 10 days of receipt of this order seeking an opportunity of inspecting the documents in accordance with the provisions of the RTI Act, 2005. Copies of essential documents to be identified by the Appellant shall be provided to him by SPIO, free of cost upto the maximum of 25 copies and cost of photocopying for the rest of the copies shall be borne by the Appellant. The entire exercise may be completed within 2 days of beginning of the inspection.

With this, the Second Appeal Petition 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, office of the Assistant Registrar of Co-operative Societies, South Salmara, Mankachar Sub-Division, Dist- Dhubri, Assam, Pin- 783301 information and necessary action.
2. The First Appellate Authority/Deputy Registrar of Co-operative Societies, Dist- Dhubri, Assam, Pin- 783301 information.
3. Md. Monowar Hussain, S/o- Late Golap Hussain, P.O.- Sukchar, Dist- Dhubri, Assam, Pin- 783128 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission