



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

Case No. : **KP(M)37/2014**

Complainant/ appellant : **Sri Bipin Ch. Thakuria**

Respondent : **DFO, Social Forestry Division, Nagaon**

Date of hearing : **13-06-2016**

Complaint/ Second : **Shri H.S. Das, IAS ( Retd)**  
appeal heard by **Chief Information Commissioner, Assam**

**O R D E R**

The petitioner Sri B.C. Thakuria is present. The public authority is represented by :- (1) Sri Prafulla Ch. Thakuria, Asstt. Conservator of Forest & SPIO office of the DFO, Nagaon Social Forestry Division, and (2) Sri Sarbeswar Neog, Forest Ranger and ASPIO, of the same office.

The complaint petition dated 6-1-2014 filed by the petitioner Sri B. C. Thakuria is taken up for hearing in presence of both the parties.

The ground for the appeal petition is stated to be non-furnishing of any information by the concerned public authority. However, from perusal of the case records it is seen that the SPIO and ACF of Nagaon Social Forestry Division had furnished the required information to the petitioner vide letter dated 21-10-2013. However, the petitioner deposed that he did not receive the information and that it would be of no use to him now, since the information furnished to him cannot be verified in the field after lapse of 4 to 5 years.

In view of the above, there seems to be no further cause of action. The petitioner is no longer interested in getting the information, which, according to him, has become infructuous. The public authority also cannot be faulted since, as per records, they had sent the information to the petitioner, though he claims not to have received the same.

The complaint petition dated 6-1-2014 is, therefore, disposed of with the observation that the kind of information sought for by the petitioner should have been put up proactively in the public domain, as is mandatorily required under Section 4 of the RTI Act. It appears that the Forest Department has not complied with this mandatory requirement of the RTI Act. This Commission, therefore, directs the Principal Secretary, Govt. of Assam, Forest Department, to issue necessary instructions to all SPIOs under his administrative control to comply with the provisions of Section-4 of the RTI Act, 2005, within a period of 3 (three) months from the date of receipt of this order and report compliance.

**Sd/-  
(H. S. Das)  
Chief Information Commissioner, Assam  
Panjabari, Guwahati**

**Authenticated true copy.  
Sd/-  
Registrar  
Assam Information Commission**

**Copy to:**

1. Sri Sanjeeva Kumar, IAS, Principal Secretary, Environment & Forest, Govt. of Assam, Guwahati -781 006 for information and necessary action , as above..
2. Sri Prafulla Ch. Thakuria, Asstt. Conservator of Forest & SPIO office of the DFO, Nagaon Social Forestry Division,for information and necessary action, as above.
3. Sri B.C. Thakuria, 12, Santipur, I.G. Road, Guwahati- 781 009 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

**Registrar  
Assam Information Commission**