

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

Case No. : SIC/GLT.17/2016  
Complainant : Sri Jibeswar Kalita.  
Respondent : The Managing Director, Union Co-operative Bank Ltd., Guwahati  
Date of hearing : 08.07.2016  
Complaint heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
08.07.2016

The Complainant present.

The Managing Director, Union Co-operative Bank Ltd. is absent without information.

Heard the Complainant. He submitted that he has not received the information he had sought for from the said Co-operative Bank.

Perused the case record. It is seen that the Complainant had filed the Complaint with the Commission under Section 18 (1) of the RTI Act, 2005 after he failed to receive the information he had sought from the said Co-operative Bank through his Application dated 12.02.2015. It is also seen that the M.D. of the said Co-operative Bank had conveyed to the Complainant through his letter dated 16.09.2015 that the Co-operative Society was not under the purview of the RTI Act, 2005 as not being funded by the government and was not a Public Authority under the said Act. The M.D. had enclosed a copy of the Commission's order dated 30.03.2010 which had ruled in respect of an RTI Application relating to Co-operative City Bank Ltd. that the Bank was an institution not substantially funded by government and was not a Public Authority covered by the RTI Act, 2005.

In view of the facts brought out above, the Commission agrees with the submission of the Managing Director, Union Co-operative Bank Ltd. and reiterates in essence the said order of the Commission dated 30.03.2010 that the management of a co-operative institution does not constitute a Public Authority as defined by the RTI Act, 2005 in Section 2 (h). However, the Complainant can access the information by filing separate RTI Application to appropriate regulatory authority such as Registrar of Co-operative Societies, if he so desires.

With this, the Complainant case is dismissed.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar  
Assam Information Commission

Memo No. SIC/GLT.17/2016/ -A

Dtd. 08.07.2016

Copy to:

1. The Managing Director, Union Co-operative Bank Ltd., Kanaklata Path, G.S. Road, Guwahati-781005 for information.
2. Sri Jibeswar Kalita, General Secretary, Antaranga Sanjog Samity, Kumargaon, Dergaon, P.O.-Dergaon, Dist- Golaghat, Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.

Deputy Registrar  
Assam Information Commission