

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

Case No. : KP(R).32 /2014
Complainant/ Appellant : Md. Ataur Rahman
Respondent : District Agriculture Officer, Kamrup, Guwahati
Date of hearing : 14.6.2016
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

14.6.2016

The petitioner Md. Ataur Rahman is present. The Public Authority is represented by Shri Robindra Sarma, SDAO (Horticulture) & DNO (H), Kamrup & SPIO in the office of the District Agriculture Officer, Kamrup (Metro & Rural) districts. The complaint petitions (two nos) dtd 27.8.14 addressed to the Commissioner of Agriculture Deptt., Govt. of Assam and Deputy Commissioner, Kamrup (Rural) and complaint petition dtd 8.10.14 filed before this Commission is taken up for hearing in presence of both the parties.

When asked by this Commission, the petitioner Md. Ataur Rahman submitted that while he would like the Commission to take action for non-receipt of the information so far, he would also likess to get the information which was sought for by his RTI petition dtd 22.7.14. He therefore, submitted a written prayer to treat his complaint petition dtd 8.10.14 as a Second Appeal petition u/s 19 of the RTI Act, 2005. His prayer is granted and the petition dtd 8.10.14 is taken up for hearing as a Second Appeal petition.

From perusal of the case records it is seen that the petitioner wanted information about the amount of fund allocated and list of beneficiaries under NVIUC scheme for Hajo, Ramdia, Gerua, Bongshor, Choygaon and Boko Agricultural Circles under Kamrup Rural District for the financial year 2011 -2012. Information sought for by him are admissible under the RTI Act, 2005.

This Commission, therefore, gives the following directions to the District Agriculture Officer, Dist. Kamrup (Metro & Rural), Ulubari, Guwahati- 781 007:-

1. The petitioner will be given the information sought for by him vide his RTI application dtd 22.7.14 free of cost within 15 days from the date of receipt of this order,
2. The SPIO of the office of the DAO, Kamrup (M & R) , Ulubari, Guwahati-781 007 will show cause within 15 days from the date of receipt of this order as to why penal actions u/s 20 of the RTI Act, 2005 shall not be initiated against him for his failure to comply with the provisions of the RTI Act, 2005, and
3. The Principal Secretary, Agriculture Department, Govt. of Assam and the Director of Agriculture, Govt. of Assam are directed u/s 19(8)(a) to proactively

disclose all such information, particularly those relating to implementation of various schemes, fund allocation against each scheme, list of beneficiaries and procurement made against each scheme, through their website, as is mandatorily required u/s 4 of the RTI Act, 2005. They shall comply with the mandatory provision within 90 days from the date of receipt of this order and report compliance.

With the above, the Second Appeal petition dtd 8.10.14 is disposed of.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/ KP(M).32/2014/16-A

Dtd. 14.6.2016

Copy to:

1. The Principal Secretary to the Govt. of Assam, Agriculture Department, Dispur, Guwahati-6 for information and necessary action.
2. The district Agriculture Officer, Kamrup (Metro & Rural) Districts Ulubari, Guwahati-7 for information and necessary action.
3. The Sub-Divisional Agriculture Officer & SPIO of the office of the District Agriculture Officer, Kamrup (M &R) Districts, Ulubari, Guwahati-7 for information and necessary action.
4. Md. Ataur Rahman, Secretary, Doloitola Seuzi Krishak Gut, PO- Saniodi, Dist. Kamrup (R), Assam for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar
Assam Information Commission