



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

Case No. : SIC/NGN.2/2015
Appellant : Md. Shajhan Choudhury.
Respondent : The SPIO, O/o the Regional Manager, Assam Gramin Vikash Bank, Golaghat Regional Branch, Golaghat
Date of hearing : 27.06.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
27.06.2016

The Appellant absent without information. He has not apprised the Commission whether he has received further information subsequent to filing of Second Appeal which he was asked to do through Commission's hearing notice dated 07.06.2016.

Sri Dipankar Baruah, Regional Manager, Assam Gramin Vikash Bank, Golaghat is present. He has submitted a Written Statement dated 27.06.2016.

Through the aforementioned W/S, it has been submitted that the RTI Application dated 13.08.2014 was responded to by the SPIO through a letter dated 28.08.2014. Not being satisfied with the response the Applicant submitted the First Appeal dated 19.09.2014 to the S.D.O. (C), Hojai as First Appellate Authority. The First Appellate Authority issued an order directing the Dakshin Debasthan Branch to provide the information.

Perused the case record. It is seen that the Appellant had filed his Second Appeal stating that the information furnished to him was incomplete, and that not providing the names of recipients of KCC and certain details relating thereto on the ground of commercial confidentiality was not acceptable. In the Second Appeal Petition the Appellant had submitted that although the SPIO had stated in his letter dated 28.08.2014 that photocopies of the list of the 25 villages under the service area of Dakshin Debasthan Bazar Branch of the Bank have enclosed, he had not found one.

In his reply the SPIO had stated that the information sought for related to third party, subject to commercial confidentiality, and exempt under Section 8(1)(d)(e) and (J) of RTI Act, 2005, and under Section 13 (1) of the Banking Companies Act, 1970.

Heard the SPIO. He submitted that the bank has carefully examined the legal provisions governed in furnishing of such information that has been sought for by the Appellant and has stood by the views conveyed to the Appellant through the letter dated 28.08.2014. However, he submitted that a copy of the said list of villages could again be provided to the Appellant.

Considering the facts brought out above, the Commission upholds the views of the SPIO. However, the SPIO is hereby directed to provide a copy of the list of villages under service area of Dakshin Debasthan Bazar Branch of the bank within 10 days of receipt of this order.

Hence, the Second Appeal 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 Regional Manager, Assam Gramin Vikash Bank (AGVB), Golaghat Regional Branch, P.O.- Golaghat, Dist- Golaghat, Assam, Pin- 785621 for information and necessary action.
2. The First Appellate Authority/ Regional Manager, Assam Gramin Vikash Bank (AGVB), Golaghat Regional Branch, P.O.- Golaghat, Dist- Golaghat, Assam, Pin- 785621 for information.
3. Md. Shajhan Choudhury, S/o.- Md. Shahid Choudhury, Vill & P.O.- Debasthan Bazar, Dist- Nagaon, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission