



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

Case No. : **KP(M)482/2014**

Complainant/ appellant : **Sri Jarbon Kutum**

Respondent : **Revenue and Disaster Management Department**

Date of hearing : **01-07-2016**

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

O R D E R

The petitioner Sri Jarbon Kutum is absent without any information. The public authority is represented by Mrs. Mayuri Chetia, ACS, Deputy Secretary and SPIO of Revenue and Disaster Management Department, Assam.

The complaint petition dated 25-6-2014 is taken up for consideration ex-parte in the absence of the petitioner.

The ground for complaint is non-receipt of information in response to the petitioner's RTI petition dated 20-1-2014.

The complainant has, however, written in his complaint petition that he needs the informations. Therefore, his complaint petition is treated as second appeal petition to facilitate furnishing of the information.

From perusal of his RTI petition dated 20-1-2014 it is seen that the petitioner wanted field level information regarding the area of Sarkari land in Kadam Revenue Circle, Lakhimpur District, area under encroachment, area under tea and rubber plantation, addresses of the encroachers, Companies and individuals. In the same RTI application he also wanted information about the number of families who lost their land and houses due to flood and erosion from the year 1990 till the date of his RTI application in Dhemaji District, Lakhimpur District and Majuli sub-division (Jorhat district), the number of families with the names and villages who were rehabilitated by the Govt.

The SPIO and Deputy Secretary, Revenue and Disaster Management Department has filed a written statement dated 1-7-2016 . In the written statement it has been mentioned that the then SPIO had requested the applicant to submit separate RTI petitions to the Deputy Commissioners of Dhemaji and North Lakhimpur Districts vide letter No. RSS.94/2014/2 dated 03-3-2014. In the absence of the petitioner it could not be ascertained whether he has in the mean time received the information from the Deputy Commissioner's and the Circle Officer of Kadam Revenue Circle, North Lakhimpur District.

In view of the above, this Commission directs the petitioner to file separate RTI petitions before the Sub Divisional Officer (Civil), Majuli for the information he has sought for regarding the flood and erosion affected people in Jorhat district.

Similarly, the petitioner may file separate RTI petitions before the Circle Officer, Kadam Revenue Circle, North Lakhimpur District as well as the Deputy Commissioners of Lakhimpur and Dhemaji districts as already advised to him by the Revenue and Disaster Management Department vide their letter dated 3rd March, 2014,

After going through the RTI petition dated 20-1-2014 it is seen that the information sought for by the petitioner are field level informations which are held by the concerned Circle Officers, Sub Divisional (Civil) Officer, Majuli and Deputy Commissioners of Dhemaji and North Lakhimpur District.

Give copies of this order to all of them with the observation that under Section 8(3) of the RTI Act, 2005 it is obligatory on the part of the SPIO to provide information covering a period of 20 years prior to the date of filing of the RTI application.

With the above order the complaint/second appeal petition dated 25-6-2014 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) 482/2014/9-A

Dtd.01-7-2016

Copy to:

1. Mrs. Mayuri Chetia, ACS, Deputy Secretary and SPIO of Revenue and Disaster Management Department, Assam.for information.
2. Deputy Commissioner, Lakhimpur, North Lakhimpur, for information and necessary action.
3. Deputy Commissioner, Dhemaji, for information and necessary action.
4. Subdivisional Officer, Majuli , District- Sevasagar, for information and necessary action.
5. Sri Jarbon Kutum, Citizen, Opposite International Hospital, Ganeshguri, Christian Basti , Guwahati-5 for information.
6. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar

Assam Information Commission