

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

Case No. : **KP(M) 253/2014**

Complainant/ appellant : **Sri Anil Goswami**

Respondent : **Deputy Commissioner, Kamrup (Metro)**

Date of hearing : **17-06-2016**

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

O R D E R

The petitioner Sri Anil Goswami is absent without any information. The public authority is represented by Smti Jyotsna Medhi Patgiri, ACS, Additional Deputy Commissioner, and SPIO of the office of the Deputy Commissioner, Kamrup (Metro).

The second appeal petition dated 19-3-2014 is taken up for hearing ex-parte in the absence of the petitioner.

The SPIO and Addl. Deputy Commissioner, Kamrup (Land Records) has submitted a written submission dated 16-6-2016 stating that the First Appellate Authority vide his order dated 7-2-2014 directed the Circle Officer, Guwahati Revenue Circle to examine the Mutation case No. 89/99-2000 dated 7-7-2000 and furnish the required information to the petitioner within 15 days.

This was followed by a letter dated 28-2-2014 from the Circle Officer, Guwahati Revenue Circle to the petitioner Sri Anil Goswami informing him that the Mutation case No. 89/99-2000 is registered in the name of Sri Anil Goswami. The Circle Officer has further stated that in the Remarks column the writing is illegible and the case record could not be traced out in the office of the Circle Officer. The Circle Officer advised the petitioner to submit a fresh prayer for Mutation.

In the second appeal petition the appellant has prayed for a direction to the concerned authority to issue the Mutation certificate in his favour against a plot of land purchased by him.

The present position of the case, therefore, is that the petitioner has not been able to get the plot of land purchased by him mutated in his name. The concerned Circle Officer has already informed him that the relevant case file is not traceable and has advised him to file fresh application.

The second appeal petition is basically in the nature of a prayer for redressal of the grievances by way of a direction from this Commission to the concerned public authority to issue the Mutation certificate in his favour.

In his absence the petitioner could not be heard. Therefore, it could not be ascertained whether he has applied afresh for mutation of the plot of land purchased by him, in his favour.

Under the facts and circumstances recorded above, and in the absence of the petitioner, this Commission could not proceed any further in its deliberations over the second appeal petition. The Circle Officer, Guwahati Revenue Circle is however, directed to search for the lost case file and if the case is not found within 30 days from the date of receipt of this order, he will fix responsibility and take steps for drawal of Departmental proceedings against those found responsible for the lost case file. This is irrespective of filing of fresh mutation appeal petition by the petitioner, Circle Officer, Guwahati Revenue Circle will report the outcome and action taken within 45 days from the date of receipt of this order **Fix 23-8-2016** for review of the position.

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

Authenticated true copy.

**Sd/-
Registrar
Assam Information Commission**

Memo No.SIC/KP(M) 253/2014/28-A

Dated. 17-6-2016

Copy to:

1. Smti Jyotsna Medhi Patgiri, ACS, Additional Deputy Commissioner, and SPIO of the office of the Deputy Commissioner, Kamrup (Metro) for information
2. Sri Anil Goswami, C/O Mrs. Rajita Sarma, NIRD, Jawahar Nagar, Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar
Assam Information Commission**