

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

Case No. : KP(M).236 /2014
Complainant/ Appellant : Shri Purna Ch. Hazarika
Respondent : Deputy Commissioner, Kamrup (M), Guwahati
Date of hearing : 21.6.2016
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
21.6.2016

The petitioner Shri Purna Ch. Hazarika is absent without information. The Public Authority is represented by (1) Smti. Esther Kathar, ADC, Land Sale Branch, Kamrup (M), and (2) Smti. Jyotsna Medhi Patgiri, ADC & SPIO, Kamrup (M). The Second Appeal petition dtd 18.3.14 is taken up for hearing ex-parte in absence of the petitioner.

From perusal of the case records it is seen that the petitioner filed an RTI petition dtd 22.10.13 before the Deputy Commissioner, Kamrup (M). The gist of the case is that he applied for issue of NOC for registration of a flat which he purchased from Housefed. According to the petitioner his application was forwarded by the Deputy Commissioner's office to the Guwahati Revenue Circle vide letter No. KFC.3/2011-12/59/5 dtd 6.9.13. But the petitioner did not find the NOC in the Public Facilitation Centre till the date of his RTI petition i.e. 22.10.13.

It is also seen from the case records that the Deputy Commissioner (M) as the First Appellate Authority heard the matter and passed an order dtd 7.1.14 directing the ADC, Kamrup (M), Revenue Branch to furnish the information to the appellant within 15 days from the date of receipt of the order.

Addl. Deputy Commissioner, Revenue (Land Sale) Branch stated that as per official records available with her no report has been received from the Circle Officer, Guwahati Revenue Circle. This Commission, therefore directs the Addl. Deputy Commissioner, Kamrup (M), Revenue (Land Sale) Branch to ascertain from the office of the Circle Officer, Guwahati Revenue Circle about the present position of the petitioner's application dtd 31.8.13, which was forwarded to the

Circle Officer vide Deputy commissioner's office letter dtd 6.9.13. If, for any reason, the application is not traceable in the office of the Circle Officer, Guwahati Revenue Circle, the ADC, Revenue (land Sale) Branch is directed to cause an enquiry about the loss of the application for taking necessary action and for fixing of responsibility. Simultaneously, she is also directed to advise the petitioner to submit fresh application for NOC and inform him about the action taken on the application of the retrieved fresh application for issue of NOC within 30 days from the date of receipt of the fresh application.

With the above order, the Second Appeal petition dtd 18.3.14 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).236/2014/23-A

Dtd. 21.6.2016

Copy to:

1. The Addl. Commissioner, Revenue (Land Sale) Branch & SPIO of the office of the Deputy Commissioner, Kamrup (M), Guwahati-1 for information and necessary action.
2. Shri Purna ch. Hazarika, Flalt No. B-3/503, Housefed Complex, Srimantapaur Road, Rupnagar, Guwahati-32 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission