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

Case No.	:	SIC/KP(M).345/2016
Complainant/Appellant	:	Shri Harinarayan Pathak
Respondent	:	The SPIO, O/o the Commissioner & Secretary, Govt. of Assam, Cooperation Department, Dispur
Date of hearing	:	14.07.2016
Complaint/Second Appeal heard by	:	Shri Pinuel Basumatary, State Information Commissioner, Assam

O R D E R
14.07.2016

The Complainant/Appellant present.

The Public Authority is represented by Sri Sankar Prasad Nandy, First Appellate Authority and Sri Mamat Ch. Deka, SPIO/Superintendant, Cooperation Department.

Heard the Complainant/Appellant. He submitted that he was not satisfied with the information/response received from the SPIO. He further requested in writing that as he was still interested in getting the information his Complaint case may be treated as an Appeal.

In his Complaint Petition dated 10.08.2015, the Complainant submitted that the SPIO had denied a copy of the RBI letter he had sought for on the plea that the same was not traceable and the First Appellate Authority had not disposed of his First Appeal.

Heard the FAA and the SPIO. It has been submitted that the letter in question could not be located in the office and therefore, a copy was obtained from RBI, the issuer of the letter, and provided to the Applicant. Regarding the information on action taken on the said letter, the Applicant had been provided with certain documents through a letter dated 17.09.2014. It was also submitted that although the Appellant mentioned the house member, GMC has not numbered the houses in the city.

The Complainant submitted that the copies of the documents which were furnished to him through the said letter of 17.09.2014 were not relevant to the information he had sought on action taken on the RBI letter. He added that the letter is causally worded and did not specify the documents enclosed therewith and the same had no relation to the information he had sought and that the information on the official(s) in the Cooperation Department who had handled the said RBI letter, and file, number etc were not furnished to him. The SPIO submitted that action had been taken after obtaining the said copy from the RBI.

Perused the case records. It is indeed seen that the Appellant had indeed specified the house by not only mentioning the name of the road and the area but also the number which each house on the road bears.

From the copy of the aforementioned 17.09.2014 letter produced by both the SPIO and the Appellant, it is evident that the Deputy Secretary who had issued the letter did not apply his/her mind and put his/her signature most casually without referring to the query in the RTI Application and listing the document, copies of which were being enclosed.

In view of the facts brought out above, the Commission observes that the copy of the RBI document which the Complainant had sought has since been provided to him, but a more specific

reply needs to be provided by the SPIO on the action taken as also the names of the official(s) whose responsibility it was to deal with the matter at the time it was likely received from the RBI. Now, therefore, the Commission hereby orders that the SPIO shall provide a specific response with relevant documents on the issue of action taken on the said RBI letter and provide the names of the official(s) who was/were allotted the work of dealing with the subject matter of the said RBI letter which was essentially about grievance of the Appellant as customers of Co-operative Bank, within 10 days of receipt of this order.

With this, the Second Appeal Petition is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/KP(M).345/2016/11-A Dtd. 14.07.2016

Copy to:

1. The SPIO, office of the Commissioner & Secretary, Govt. of Assam, Cooperation Department, Dispur, Guwahati- 781006 for information and necessary action.
2. The First Appellate Authority/Commissioner & Secretary, Govt. of Assam, Cooperation Department, Dispur, Guwahati- 781006 for information.
3. Shri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati, Assam, Pin- 781001 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission