



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

Case No. : SIC/KAN.73/2016
Complainant : Shri Indra Rongphar.
Respondent : The SPIO, O/o the
1. Executive Engineer, Karbi Anglong Division (Irrigation),
Diphu
2. Executive Engineer, Bokajan Division (Irrigation), Sarihajan
Date of hearing : 22.07.2016
Complaint heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
22.07.2016

The petitioner Shri Indra Rongphar has informed vide written statement dated 22.07.2016 that he has already received the information sought for vide his RTI petition dated 06.04.2015 from the SPIO, office of the Executive Engineer, Diphu Mechanical Division (Irrigation), Bakalia, Karbi Anglong and that he will not be able to attend the hearing today.

The Public Authority is absent but the Executive Engineer, Diphu Mechanical Division, (Irrigation), Bakalia has informed vide written statement dated 22.07.2016 that the information sought for had been furnished to the petitioner vide letter dated 03.09.2015 wherein he had stated that the matter is not related to the Diphu, Mechanical Division.

In view of large number of cases pending before the Commission, the matter is taken up for consideration based on records.

On perusal of records, it appears that the petitioner filed an RTI petition dated 06.04.2015 before the SPIO, & Under Secretary (G) to the Govt. of Assam, Irrigation Department (Establishment Branch). The same was transferred to the Deputy Secretary to the Govt. of Assam, Hill Areas Department, Dispur vide letter dated 13.04.2015. The Hill Areas Department transferred the petition to the Development Commissioner for Hill Areas, Dispur and Principal Secretary, KAAC, Diphu vide letter dated 18.04.2015 for furnishing the information to the petitioner. The Senior Research Officer & SPIO, O/o the Development Commissioner for Hills Area vide letter dated 29.04.2015 transferred the petition to the Principal Secretary, KAAC, Diphu. The Secretary, KAAC, Diphu transferred the same to the Addl. Chief Engineer, Irrigation, Zone-IV, Karbi Anglong vide letter dated 14.05.2014.

The petitioner filed his First Appeal on 27.05.2015 before the Addl. Chief Engineer, Irrigation, Zone-IV, Diphu and the Addl. Chief Engineer directed the Executive Engineer, Karbi Anglong Division (Irrigation), Diphu, the Executive Engineer, Bokajan Division (Irrigation) Sarihajan and the Executive Engineer, Diphu Mechanical Division (Irrigation), Bakalia.

The petitioner filed a Complaint petition before the Commission on 07.09.2015 and 08.09.2015 which are similar that no action had been taken by the Executive Engineer, Karbi Anglong Division (Irrigation), Diphu for release of information.

On perusal of records, it also appears that no action had been taken by the Executive Engineer, Karbi Anglong, Division, (Irrigation), Diphu and the Executive Engineer, Bokajan Division, (Irrigation), Sarihajan. The Executive Engineer, Diphu Mechanical Division (Irrigation), Bakalia has informed that the matter was not related to his division. There is no record of the First Appellate Authority i.e. Addl. Chief Engineer, Irrigation, Zone-IV, Karbi Anglong having disposed the First Appeal petition dated 27.05.2015 in accordance with the RTI Act, 2005.

In view of the fact stated above, the Commission hereby orders as follows:

- i. The SPIO, office of the Executive Engineer, Karbi Anglong Division (Irrigation), Diphu and the SPIO, office of the Executive Engineer, Bokajan Division (Irrigation), Sarihajan shall furnish the information sought for by the petitioner within 21 days from the date of receipt of this order;
- ii. The First Appellate Authority i.e. The Addl. Chief Engineer, Zone-IV, Irrigation, Diphu shall consider and dispose of the First Appeal dated 27.05.2015 with a speaking order within a period of 30 days from the date of receipt of this order.

With this, the Complaint petitions dated 07.09.2015 and 08.09.2015 which are Appeal petitions to release the information is disposed.

Sd/-

Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/ KAN.73/2016/ 14 -A

Dtd. 22.07.2016

Copy to:

1. The SPIO, office of the Executive Engineer, Bokajan Division (Irrigation), Sarihajan, Karbi Anglong, Assam for information and necessary action.
2. The SPIO, office of the Executive Engineer, Karbi Anglong Division (Irrigation) Diphu, Dist-Karbi Anglong, Assam for information and necessary action.
3. The SPIO, office of the Executive Engineer, Diphu Mechanical Division (Irrigation), Bakalia, Karbi Anglong, Assam for information.
4. The First Appellate Authority/Addl. Chief Engineer, Irrigation, Zone-IV, Diphu, Dist-Karbi Anglong, Assam for information and necessary action.
5. Shri Indra Rongphar, Vill- Chirimokam, P.O.- Donkamokam, Dist- Karbi Anglong, Assam, Pin- 782485 for information.
6. Computer Section for uploading in the Website.
7. Office File.

Deputy Registrar
Assam Information Commission