

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

Case No. : SIC/KP(M).422/2016
Appellant : Shri Harinarayan Pathak
Respondent : The SPIO, O/o the Principal, Bholanath College, Dhubri
Date of hearing : 29.08.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
29.08.2016

The Appellant present.

The SPIO present along with an Advocate.

Heard the Appellant. He submitted that failing to receive the information he had sought for relating to students belonging to SC communities at B.N. College, Dhubri for the year 2001-13, and after subsequently receiving partial information, he had submitted a request for information relating to five specific students pertaining from 2004-05 to 2011-12. He is however yet not received any response to this request. He added that he has not received any response to his First Appeal dated 03.02.2014 submitted before the First Appellate Authority/Principal of the college.

Heard the SPIO. It has been submitted that information for the period prior to 2010 could not be provided as the relevant records have been destroyed from improper record keeping. It has further been submitted that information relating to one of the five students that pertains to 2011-12 would be provided after further search.

In view of the facts brought out above, the Commission hereby orders that the SPIO shall make further effort to locate records that contain the information sought for by the Appellant and, if found, provide the same to him, within 15 days of receipt of this order, and if no information can be provided for want of records the Appellant shall be clearly informed in writing.

Further, the FAA/Principal, B.N. College shall consider and dispose of the First Appeal dated 03.02.2014, with a speaking order, within 21 days of receipt of this order. He should also have the system of record keeping with the college studied and the system rationalized and improved in order to avoid loss of documents such as has been reported to have happened in the instant case, and to ensure availability of relevant information that can be provided to RTI Applicant as and where applied for.

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).422/2016/ -A

Dtd. 29.08.2016

Copy to:

1. The SPIO, office of the Principal, Bholanath College, Dhubri, Dist- Dhubri, Assam, Pin- 783324 for information and necessary action.
2. The First Appellate Authority/Principal, Bholanath College, Dhubri, Dist- Dhubri, Assam, Pin- 783324 for information and necessary action.
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

