

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

Case No. : **KP(M).495/2016**

Complainant/ appellant : **Sri Dwarka Prasad Agarwal**

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

Date of hearing : **02-9-2016**

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

O R D E R

The petitioner Sri Dwarka Prasad Agarwal is present accompanied by his Advocate Miss Priyanka Saikia. The public authority is represented by :- (1) Sri Lakhinandan Saharia, ACS, Circle Officer, Guwahati Revenue Circle, and (2) Smti Jyotsna Medhi Patgiri, ACS, Addl. Deputy Commissioner and SPIO of the office of the Deputy Commissioner, Kamrup (Metro).

The second appeal petition dated 9-4-2015 is taken up for hearing in presence of both the parties.

From perusal of the case records, it is seen that the petitioner filed an RTI petition dated 21-1-2015 before the Deputy Commissioner, Kamrup (Metro) seeking information about mutation case No. 2701/12-13.

The Circle Officer, Guwahati Revenue Circle has submitted a written statement dated 31-8-2015 stating that the required information was furnished to the petitioner vide his office Memo dated 30-6-2015.

The SPIO of the office of the Deputy Commissioner, Kamrup (Metro) has also submitted a separate written statement dated 26-8-2016 stating :- (a) the Deputy Commissioner, Kamrup (Metro) and the First Appellate Authority heard and passed an order dated 27-5-2015 on an appeal petition by the petitioner, directing the Circle Officer, Guwahati Revenue Circle to furnish the sought for information to the petitioner within 15 days from the date of receipt of the said order.

Accordingly, the Circle Officer informed the petitioner vide his letter dated 30-6-2015 that the above mentioned mutation case was dismissed after the continued absence of the petitioner on 7 consecutive dates of hearing..

It , therefore, appears that the Circle Officer has furnished the information as available with him in compliance with the order dated 27-5-15 by the Deputy Commissioner and the First Appellate Authority, Kamrup (Metro) District. The petitioner, however is not satisfied with the information received. He also apprised this Commission that he has again filed a fresh mutation application before the Circle Officer, Guwahati Revenue Circle.

This Commission, therefore, is of the view that so far as the second application dated 9-4-2015 read with the petitioner's RTI petition dated 21-1-2015 is concerned, no further action seems to be necessary from this end and the Circle Officer has already furnished the information. It is now for the Circle Officer to take necessary action on the fresh mutation petition filed by the petitioner before him .

With the above order the second appeal petition dated 9-4-2015 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) 495/2016/30-A

Dated.02-09-2016

Copy to:

1. Sri Lakhinandan Saharia, ACS, Circle Officer, Guwahati Revenue Circle,. Guwahati for information
2. Sri Dwarka Prasad Agarwal, 1-e, Royal Silver Tower, Lachit Nagar, Guwahati-7 for information and necessary action , as above.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar
Assam Information Commission**

