

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

Case No. : **KP(R).06/2016**

Complainant/ appellant : **Sri Biswajit Debnath**

Respondent : **APDCL**

Date of hearing : **01-9-2016**

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

O R D E R

The petitioner Sri Biswajit Debnath is absent He has, however, sent a written statement dated 5-8-2016 stating that he will not be able to be present at the time of today's hearing. He has referred to a letter dated 10-2-2016 addressed to him by the First Appellate Authority and stated that he is not satisfied .

The public authority is represented by :- (1) Sri Dilip Kr. Sikdar, DGM-cum-SPIO of the office of Chief General Manager (Distribution), APDCL (CAR), (2) Sri T.B.M Singh, SMR-cum-SPIO, of the office of APDCL, Lanka, and (3) Smti Ronkita Baruah, Asstt. Manager, of the office of CGM (Distribution), APDCL (CAR).

The Sub Divisional Engineer of Lanka Electrical Sub Division, APDCL, has sent a written submission that because of his inability to attend today's hearing, he is authorizing , Asstt. Manager, (Revenue) Sri T.B.M. Singh to represent him.

Two separate written submissions have been received and entered into the case records, as noted below:

- a) From the SPIO of the office of CGM, (Distribution), APDCL (CAR) dated 29-8-2016.
- b) First Appellate Authority and CGM (Distribution) of APDCL (CAR) dated 29-8-2016.

The second appeal petition dated 21-4-2016 with reference to the RTI petition dated 2-11-2015 is taken up for hearing , ex parte, in the absence of the petitioner.

From perusal of the RTI petition dated 8-11-2015 and reply furnished by the Sub Divisional Engineer, Lanka Electrical Sub Division vide letter dated 11-11-2015, it is seen that the following points of the RTI petition have been replied to:-

01, 01(a), 02, 02 (a), 03, 04, 05 (a), (b), (c), (d) and (e), 06 and 07

This Commission is of the view that the information furnished by the public authority is reasonably comprehensive and responsive to the points raised by the petitioner in his RTI petition dated 2-11-2015 except that with regard to 5 (c), it was informed that the first bill was not generated as on 11-11-2015, and in response to 02(a) the process of action taken were informed as incomplete due to the inability of the public authority to contact the appellant and also because the complaint petition of Sri Biswajit Debnath was not accompanied by any relevant documents like, land records, particulars of Municipal holding etc. in support of his complaint.

From perusal of the case records, the gist of the petitioner's RTI application appears to be that he has a grievance against releasing of service connection by the Sub Divisional Engineer, Electrical, APDCL, Lanka to Sri Nimai Das, son of Sri Jatindra Das, resident of 1 No. Pipal Pukhuri, Lanka, Nagaon, Assam.

The relief sought by the petitioner is that service connection given to Sri Nimai Das should be severed.

The subsequent application dated 29-12-2015 submitted by the petitioner before the PIO of APDCL appears to be a derivative of the original RTI petition dated 2-11-2015 .

This Commission will, therefore, confine its deliberations to the original RTI petition dated 2-11-2015.

In view of the above facts and circumstances of the case, this Commission gives the following directions to the Sub Divisional Electrical Engineer, Lanka Electrical Sub Division, APDCL, (CAR), Lanka, Dist- Hojai-1 :-

- (a) furnish a copy of the first bill for electric supply in response to point No. 05.(C) of the RTI petition dated 2-11-2015 , and
- (b) dispose of the complaint petition dated 16-5-2015 submitted by the petitioner Sri Biswajit Debnath with a speaking order after verification of necessary facts and records from the concerned land revenue authorities and the Municipal Board, Lanka and communicate its final decision to the petitioner within 15 days from the date of receipt of this order.

With the above order, the second appeal petition dated 21-4-2016 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(R)6/2016/ 60-A
Copy to:**

Dated.01-9-2016

1. Sri Dilip Kr. Sikdar, DGM-cum-SPIO of the office of Chief General Manager (Distribution), APDCL (CAR), for information and necessary action as ordered above.
2. Sri Biswajit Debnath, IIT Guwahati campus, A & B Type Residence, Quarter No. B-133, Amingaon, North Guwahati, Guwahati-39 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar
Assam Information Commission**