

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

Case No. : **KP(M).515/2016**

Complainant/ appellant : **Shri Bhasco De Saikia**

Respondent : **Directorate of Cultural Affairs.**

Date of hearing : **05-9-2016**

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

O R D E R

The petitioner Sri Bhasco De. Saikia is present. The public authority to be represented by the SPIO of the Directorate of Cultural Affairs is absent without information. However, Mrs. Abha Moni Saikia, Publicity Officer of the Directorate of Cultural Affairs is present to represent the Directorate, though without any authorization.

The Director of Cultural Affairs and SPIO are hereby cautioned to be careful in future in dealing with RTI matters. If they cannot appear before the hearing fixed by this Commission for any unavoidable circumstances, they should send another officer to represent them with due authorization.

The complaint petition filed by the petitioner 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 13-3-2015 before the SPIO of the Directorate of Cultural Affairs seeking to inspect all files and other relevant documents regarding PPP projects relating to development of mini cinema halls.

Getting no response he filed a complaint petition dated 12-5-2015. Today he deposed that he is still interested in getting the required information by inspecting the relevant files and records. Accordingly, he made a written prayer to convert his complaint petition dated 13-3-2015 into a second appeal petition. His prayer is granted.

The SPIO and Joint Director in-charge, Cultural Affairs has sent a written submission dated 1st September, 2016 enclosing a copy of letter dated 6th April, 2015 from the Director of Cultural Affairs addressed to the petitioner Sri Bhasco De Saikia inviting him for inspection of relevant files and records with reference to his RTI petition dated 13-3-2015. The SPIO has mentioned in his written submission that there was no response from the petitioner.

In view of the above, it appears that the complaint petition dated 12-5-2015 is without merit. However, since the petitioner has raised a public matter, he is given 7 days' time from the date of receipt of this order to go to the Director of Cultural Affairs for inspection of records, which are available as stated by the Joint Director, Cultural Affairs in his written statement. The SPIO is directed to allow the petitioner to inspect all records and files accordingly and also allow the petitioner to take photo copies of all relevant records as may be admissible against payment of Rs. 2 for every page of photo copy.

With the above order the complaint petition dated 12-5-2015 is disposed of.

**Sd/-
(H.S.Das)**

**Chief Information Commissioner, Assam
Panjabari, Guwahati**

**Authenticated true copy.
Sd/-
Registrar
Assam Information Commission**

Copy to:

1. SPIO of the office of Directorate of Cultural Affairs, Guwahati for information and necessary action as ordered above.
2. Sri Bhasco De. Saikia, C/O Sri Dimpuyoti Gogoi, Postal Assistant, Meghdoot Bhawan,Guwahati-781 001 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar
Assam Information Commission**