

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

Case No. : **KP(M).477/2014**

Complainant/ appellant : **Sri J.I. Borbhuiya, Advocate**

Respondent : **Asstt, Registrar, Cooperative Societies, Silchar**

Date of hearing : **18-8-2016**

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

O R D E R

1. The petitioner Sri J.I.Borbhuiya is absent without information. The public authority is represented by :- (1) Sri S.K.Gogoi, IAS, Registrar, Cooperative Societies, Assam, Khanapara, Guwahati-22 ,(2) Sri Ghana Pegu, SPIO and I/c Addl. Registrar, Cooperative Societies, Assam, of the same office, and (3) Sri Dalim Rahman Borbhuiya, Sr. Inspector of Cooperative Societies, Silchar, Office of the Asstt.. Registrar of Cooperative Societies, Silchar.

2. The second appeal petition dated 12-5-2014 is taken up for further hearing ex-parte in the absence of the petitioner.

3. The Asstt. Registrar of Cooperative Societies, Silchar, who is present in today's hearing produced before this Commission a copy of letter No. 2nd May, 2015 addressed to the petitioner Sri J.I.Borbhuiya, whereby he furnished a Xerox copy of the Bye Laws of M/S Elite Estate Housing Complex Cooperative Society Ltd., Silchar. The Registrar, Cooperative Societies deposed that although cooperative societies are not public authorities under the RTI Act.2005 under the Assam Cooperative Societies Act, 2007 the concerned Asstt. Registrar of Cooperative Societies is empowered to have access to all the 3 (three) informations sought for by the petitioner from the above mentioned Elite Estate Housing Complex Cooperative Society Ltd., Silchar.

4. This Commission is, therefore, of the opinion that informations sought for by the petitioner are admissible under Section-7 read with Section 2(f) of the RTI Act, 2005. Taking into account the delay that has already taken place, this Commission directs the Asstt. Registrar of Cooperative Societies , Silchar to furnish the remaining 2 (two) informations, namely, (a) audited balance sheets of the above mentioned Cooperative Society for the financial years 2010-2011, 2011-2012 and 2012-2013 and (b) total no. of Members of Cooperative Society with their names and addresses free of cost to the petitioner within 15 days from the date of receipt of this order. The information will be sent by Registered A/D post.

With the above order the second appeal petition dated 12-5-2014 is disposed of.

Sd/-

(H.S.Das)

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

Authenticated true copy.
Sd/-
Registrar
Assam Information Commission

Copy to:

1. Sri S.K.Gogoi, IAS, Registrar, Cooperative Societies, Assam, Khanapara, Guwahati-22 for information.
2. Sri Dalim Rahman Borbhuiya, Sr. Inspector of Cooperative Societies, Silchar, Office of the Addl. Registrar of Cooperative Societies, Silchar, for information and necessary action, as ordered above.
3. Sri J.I.Borbhuiya, Advocate, Gauhati High Court, C/O Flat No.1/E First Floor, Kalashni Apartment, Solapara Road, Police Station, Paltanbazar, Guwahati-8 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

**Registrar
Assam Information Commission**