

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

Case No. : **KP(M).411/2016**

Complainant/ appellant : **Sri Sanjay Kr. Agarwal**

Respondent : **Circle Officer, Dispur Revenue Circle.**

Date of hearing : **11-8-2016**

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

O R D E R

The petitioner Sri Sanjay Kr. Agarwal is absent without any information. The public authority is represented by :- (1) Sri Chinmoy Nath, Circle Officer, Dispur Revenue Circle, Guwahati.

The second appeal petition dated 17-7-2014 is taken up for hearing ex-parte in the absence of the appellant.

From perusal of the case records, it is seen that the petitioner filed an RTI petition before the SPIO of the Circle Officer, Dispur Revenue Circle on 10-2-2014 followed by first appeal petition dated 8-4-2014. The Deputy Commissioner, Kamrup (Metropolitan) District in his capacity as First Appellate Authority heard the matter on 10-6-2014 and directed the Circle Officer, Dispur Revenue Circle to furnish the information to the petitioner within 15 days. The Circle Officer has submitted a written statement dated 11-8-2016 before this Commission today, stating that the required information could not be furnished to the petitioner, as he did not mention the name of the applicant or any receipt No. of the petition in question, as mentioned in paragraph 5 (b) (i) (a) of his RTI petition dated 10-2-2014. He has however, enclosed a copy of a letter dated 10-8-2016 enclosing copy of the relevant portion of the Jamabandi relating to the plot of land mentioned in the RTI petition in response to para -5 (b)(i)(d) of the RTI petition. The Circle Officer also stated that his letter dated 18-8-2016 addressed to the petitioner Sri S.K. Agarwal was sent by Registered Post. When specifically asked by this Commission the Circle Officer stated that as per his office records no such petition appears to have been received, as mentioned at para-5 (b) (i) (a) of the RTI petition.

In view of the above, this Commission directs the Circle Officer of Dispur Revenue Circle to allow the petitioner to inspect the relevant records of the Circle Office within 15 days from the date of receipt of this order, if the petitioner wants to do so.

The petitioner is also directed to facilitate retrieval of the sought for information, if it exists, by furnishing particulars of the application or date, receipt No. and other particulars of the application to the Circle Officer before inspection of records.

With the above order the second appeal petition dated 17-7-2014 is disposed of.

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

**State Information Commissioner, Assam
Panjabari, Guwahati**

Authenticated true copy.

**Sd/-
Registrar
Assam Information Commission**

Memo No.SIC/ KP(M).411/2016/16-A

Dated.11-8-2016

Copy to:

1. Sri Chinmoy Nath, Circle Officer, Dispur Revenue Circle, Guwahati-6 for information and necessary action as ordered above.
2. Sri Sanjay Kr. Agarwal, C/O Sri Rakesh Bajrang & CO. Room No. S-1, 2nd floor G.S. Tower, Near Himatsingka Petrol Pump, A.T Road, Guwahati-1 for information and necessary action as ordered above.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission