

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

Case No. : SIC/DHR.12/2016
Appellant : Md. Saman Ali Sk.
Respondent : The SPIO, O/o the Sub-Registrar, Bilasipara, Dhubri
Date of hearing : 05.09.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
05.09.2016

The Appellant present.

The SPIO present along with a Written Statement dated 01.09.2016 which is taken on the case record.

Perused the Written Statement. It has been submitted that the information had been provided by post through a letter dated 13.10.2015, and that no Complaint or Appeal had been received from the Applicant thereafter.

Heard the Appellant. He submitted that the information he had received was not complete.

Perused the case record. It is seen that the Appellant had originally submitted a Complaint dated 18.11.2015 complaining that he had not received the information he had sought for. Subsequently, he submitted a letter dated 16.06.2016 requesting that his Complaint be treated as Second Appeal under the RTI Act, 2005. The said Complaint letter indicates that the Appellant had not presented the fact of the case correctly before the Commission. The fact was that he had indeed received the aforementioned letter dated 13.10.2015 from the SPIO. Personally deposing before the Commission, the Appellant stated that he was not satisfied with the information provided to him in response to some of the points in his Application.

Heard the SPIO. He submitted that he had provided the information based on the records and his understanding of the RTI Application, and that the records regarding point no. 5 in the Application relating to sale deeds and gift deeds for a period of 15 years beginning from 2001 was very voluminous and would involve deployment of disproportionate amount of resources for making copies. He further submitted the shortcomings in resources both manpower and financial at his disposal.

In view of the facts brought out above, the Commission hereby orders that the Appellant shall indicate in writing to the SPIO, within 5 days of receipt of this order, the years for which essential information relating to point no. 5 of the RTI Application shall be required by him, and on receipt of which the SPIO shall fix a mutually convenient date for the Appellant to visit his office and inspect the relevant records. The Appellant shall inspect the records and take notes according to his requirement and should he desire photocopy of any of the essential documents, indicate such documents. The SPIO shall provide upto 25 copies of such essential records, free of cost and should the Appellant desire more copies than that, he would bear the cost of photocopying. The entire exercise beginning with the inspection shall be completed within 5 working days.

With this, the Second Appeal Petition is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Secretary
Assam State Information Commission

Copy to:

1. The SPIO, Office of the Sub-Registrar, Bilasipara, P.O.- Bilasipara, Dist- Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/District Registrar, Dhubri, Dist- Dhubri, Assam for information.
3. Md. Saman Ali Sk., S/o- Kachimuddin Sk., Krishnanagar, Bilasipara, W/No.- 14, P.O.- Bilasipara, Dist- Dhubri, Assam, Pin- 783348 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Secretary
Assam State Information Commission