

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

Case No. : KP(M).621/2016
Complainant/ Appellant : Shri Joydeb Das
Respondent : Director of Agriculture, Assam
Date of hearing : 28.9.2016
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

28.9.2016

The petitioner/appellant Shri Joydeb Das is present. The public authority is represented by:- (1) Shri Ananda Ch. Karmakar, SPIO & Joint Director of Agriculture (PP), (2) Shri Palashmoni Baruah, SDAO (Surveillance), Directorate of Agriculture, Khanapara, (3) Ashok Kr. Sarma, Executive Engineer (Agril), (4) Shri A.K. Md. Iqbal, AAE (Ex-cadre) Hq., (5) Shri Ramesh Ch. Medhi, Manager (Production) ASC Ltd., and (6) Shri M. Haque Talukdar, ASDIO, ASC Ltd. The second appeal petition dated 5.9.16 with reference to the RTI petition dated 18.4.16 is taken up for hearing in presence of both the parties.

From perusal of the written statement dated 27.9.16 submitted by the SPIO and Jt. Director of Agriculture it appears that the Agriculture Deptt. wrote to the petitioner on 25.4.16 stating that information sought for by the petitioner by his RTI petition dated 18.4.16 was not clear. Shri Joydeb Das gave the clarification vide his letter dated 11.5.16. Thereafter the RTI petition was forwarded to Nodal Officers of several Cells of the Directorate. Shri Ramesh Ch. Medhi, production Manager of Assam Seeds Corporation Ltd. stated that although normally seeds were procured by the different cells of Directorate of Agriculture Deptt. during 2012-13 & 2013-14, the Directorate of Agriculture procured seeds directly through other Agencies without going through the .Assam Seeds Corporation.

It appears from the submission of the representative of Assam Seeds Corporation Ltd. that except for 2012-13 and 2013-14 Assam Seeds Corporation Ltd. is the holder of the information sought for by the petitioner. For above mentioned two years the holders of the information will be concerned Nodal Officers of the respective Cells of the Directorate of Agriculture. The information sought for being of public interest, more so for the farmers and cultivators of the State, this Commission directs the Managing Director of Assam Seeds Corporation Ltd. to put the information sought for by the petitioner for the financial year from 2010-2016, except for 2012-2013 and 2013-2014, in their website. The Director of Agriculture is also directed to take similar action in respect of 2012-13 and 2013-14. Since the time period involved is reasonably large covering a period of 6 years, this Commission directs both the public authorities mentioned above to put the required information in their respective website within a period of three months from the date of receipt of this order. Thereafter, beginning with 1st April, 2016 they will put such

information on their website as is mandatorily required u/s 4 of the RTI Act, 2005. The petitioner Shri Joydeb Das is also directed to visit the website of the Directorate of Agriculture and Assam Seeds Corporation Ltd. after three months from the date of receipt of this order and report to this Commission if there is non-compliance of the above order.

With the above order, the second appeal petition dated 5.9.16 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(M).621 /2016/34-A

Dtd. 28.9.2016

Copy to:

1. The Director of Agriculture, Assam, Khanapara, Guwahati-22 for information and necessary action.
2. The Joint Director & SPIO of the office of the Director of Agriculture, Assam, Khanapara, Guwahati-22 for information and necessary action.
3. The Managing Director, Assam Seeds Corporation Ltd., Khanapara, Guwahati-22 for information & necessary action.
4. Shri Joydeb Das, Ambari Fatashil, Kushal Konwar Path, Near Mayur Krishna Cinema Hall, House No. 16, Guwahati- 781025 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar
Assam Information Commission