



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

Case No. : KP(M).622/2016
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 Shri Ananda Ch. Karmakar, SPIO & Joint Director of Agriculture (PP) accompanied by Shri Palashmoni Baruah, SDAO (Surveillance), Directorate of Agriculture, Khanapara. The second appeal petition dated 5.9.16 with reference to the RTI petition dated 9.5.16 is taken up for hearing in presence of both the parties.

The petitioner submitted that he received the information from the Jt. Director of Agriculture (Pulses) vide letter dated 10.6.16 only against point No. 1(a) of his RTI petition dated 9.5.16. The ground for his second appeal petition dated 5.9.16, preceded by first appeal petition dated 27.6.16, is for non-furnishing of information against point No. (b), (c), (d), (e), (f) & (g) of his RTI petition. The Jt. Director of Agriculture (PP) and SPIO of the Directorate of Agriculture has submitted a written statement dated 27.9.16. In his WS he stated that the RTI petition was forwarded to Nodal Officers of RKVY, BGRE, NAEP, NMSA, Organic Farming, NFSM, NMOOP & DMP Cells of the Directorate of Agriculture, Khanapara, Guwahati. From his written statement it appears that except Jt. Director of Pulses, all other Nodal Officers have furnished the required informations to the petitioner. But the petitioner submits that he has received only partial informations in respect of 1 (b) to 1(g). The SPIO submitted that due to large number of RTI petitions filed by a few RTI applicants including Shri Joydeb Das, the normal work of the directorate of Agriculture has been affected because lots of time, energy and resources have to be devoted to reply to the large number of RTI petitions.

In view of the depositions and statements made by both the parties as above, this Commission directs the SPIO of the Directorate of Agriculture to write to the

concerned Nodal Officers u/s 5 (4) of the RTI Act, 2005 reminding them that they will be treated as deemed SPIOs u/s 5(5) of the RTI Act, 2005 and advising them to keep ready the complete information as sought for by the petitioner and allow the petitioner to inspect the relevant records and documents in the respective Cells during office hours on any working day within 30 days from the date of receipt of this order and also allow the petitioner to take notes and photocopies of the documents free of cost up to 20 pages of photocopy from each Cell and thereafter against payment of Rs. 2.00 for every additional page of photocopy.

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).622 /2016/16-A

Dtd. 28.9.2016

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

Registrar
Assam Information Commission