



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

Case No. : KP(M).710/2016  
Complainant/ Appellant : Shri Anukul Sinha  
Respondent : Director General of Civil Defence & Commandant General  
of Home Guards, Assam  
Date of hearing : 8.12.2016  
Complaint/ Second : Shri H. S. Das, IAS (Rtd)  
Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**  
8.12.2016

The petitioner Shri Anukul Sinha is present accompanied by Shri Shyama Kanta Sinha, advocate. The public authority to be represented by the SPIO of the office of the Director General of Civil Defence & Commandant General of Home Guards, Assam is absent. However, a Sr. Staff Officer, HG & Public Information Officer of the Director General of CD & Commandant General of HG has sent a written statement dated 28.11.16, which is entered into the case records.

When asked by this Commission, the petitioner submitted that he is still interested in getting the information and made a written prayer requesting for conversion of complaint petition dated 29.8.16 into a second appeal petition. His prayer is granted.

In his WS it has been stated that the petitioner's RTI petition dated 26.7.16 was transferred to the Commandants of AISF Bn. I, Tezpur and AISF B. II, Chabua, Dibrugarh for providing informations regarding para Nos. (c), (e), (f), (g) & (h) vide letter dated 8.8.16. It is mentioned in the WS that Commandants of both the Bns. have submitted their replies vide letters dated 5.10.16 & 29.8.16 respectively, which was sent to the petitioner vide the DG's letter dated 12.9.16. The WS states that thereafter the petitioner has not submitted any complaint in the Directorate. The PIO therefore prayed for exemption from personal appearance in today's hearing.

The petitioner deposed that he has not been furnished any information in response to points (a), (b), (k), (l) & (m) of his RTI petition by the SPIO of the office of the DGCD&CGHG, Assam. Moreover, informations already furnished to him against remaining points of his RTI petition are also found to be incomplete.

This Commission is of the view that inspection of the original records and documents will be more pertinent and fruitful in the instant case. This Commission, therefore, directs the SPIO of the office of the Director General of Civil Defence & Commandant General of Home Guards to allow the petitioner to inspect all the original records and documents during office hours within 30 days from the date of receipt of this order. The SPIO is also directed to issue advice u/s 5(4) and 5(5) of the RTI Act,

2005 to the commandants of AISF Bn. I, Tezpur and AISF Bn. II, Chabua, Dibrugarh making them deemed PIOs and requiring their attendance with all relevant records at the time of inspection of records by the petitioner. The SPIO of the DGCD&CGHG is further directed to give the petitioner at least 7 days' notice before the date of inspection of records and also allow the petitioner to take the assistance of any other person, including an advocate at the time of inspection of records. Further, the petitioner will be allowed to take notes and photocopies of sought for documents free of cost up to 50 pages and thereafter on payment of Rs. 2.00 for every additional page of photocopy.

With the above order, the second appeal petition dated 26.10.16 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).710/2016/35-A

Dtd. 8.12.2016

Copy to:

1. The SPIO of the office of the Director General of Civil Defence & Commandant General of Home Guards, Assam, Beltola, Guwahati for information and necessary action.
2. Shri Anukul Sinha, Pub Shantinagar, kahilipara, Guwahati--19 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar  
Assam Information Commission