

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

Case No. : SIC/BPT.120/2016  
Appellant : Shri Prasanta Kakati  
Respondent : i) The SPIO, O/o the Deputy Commissioner, Barpeta  
ii) The SPIO, O/o the Principal, Bajali College, Pathsala, Barpeta  
Date of hearing : 21.01.2017  
Second Appeal Heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
21.01.2017

The SPIO, O/o the Deputy Commissioner, Barpeta is absent, however he has submitted a Written Statement dated 04.01.2017.

The Appellant, Shri Prasanta Kakati is present.

Heard the Appellant. He submitted that he has not received the information.

Perused the Written Statement. It has been submitted that the RTI Application sought for information about Bajali College, Pathsala and that therefore the same was transferred to the Principal of the said College though a letter dated 01.09.2016.

A perusal of the case record indicates that the Commission had no information about the said transfer of the RTI Application and therefore the Commission has had no opportunity of being apprised by the appropriate SPIO if any action had taken to furnish the information.

The Lower Assam Commissioner, Guwahati to whom the First Appeal have been submitted by the Appellant and who was notified of today's hearing has not apprised the Commission about the steps he might have taken to dispose of the First Appeal. The Commission however, advises the Appellant that the Lower Assam Commissioner is not the appropriate First Appellate Authority in respect of information sought for from a college under the RTI Act, 2005.

In view of the facts stated above, the Commission hereby orders that the SPIO, O/o the Principal, Bajali College, Pathsala shall furnish the information sought for by the Appellant, free of cost, within 10 days of receipt of this order.

The Second Appeal is hereby disposed of.

Sd/-  
Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Sd/-  
Dy. Registrar  
Assam State Information Commission

Memo No. SIC/BPT.120/2016

Dtd. 21.01.2017

Copy to:

1. The SPIO, O/o the Principal, Bajali College, Pathsala, Barpeta for information and necessary action.
2. The SPIO, O/o the Deputy Commissioner, Barpeta, Dist- Barpeta, Pin- 781 301, Assam for information and necessary action.

3. The First Appellate Authority/ Commissioner, Lower Assam Division, Panbazar, Guwahati-781 001 for information and necessary action.
4. The Appellant, Shri Prasanta Kakati, S/o- Lt. Ram Nath Kakati, Vill- Barbang, PO- Pathsala, Dist- Barpeta, Assam, Pin-781 325 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Dy. Registrar  
Assam State Information Commission