

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

Case No. : SIC/DRN.57/2016
Appellant : Md.Makibar Rahman
Respondent : The SPIO, O/o the Patharighat Samabay Samitee Ltd.,
Patharighat, Darrang, Dist- Darrang, Assam
Date of hearing : 03.02.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R

03.02.2017

Shri Kshiteswar Deka, Secretary and Smt. Bijaya Deka, President, Patharighat GPSS Ltd. are present.

Shri Ananda Kishor Kanu, Inspector, Food, Civil Supplies & Consumer Affairs, Mangaldai present to represent the First Appellate Authority.

The Appellants, Md. Makibar Rahman and Shri Durgeswar Deka are present.

Heard the Appellants. They submitted that they have not received the information they had sought for. They added that they had been asked to deposit a sum of Rs. 30,000/- (Rupees thirty thousand) as cost of photocopying of documents without a detailed estimate of the number of documents etc. to be photocopied. They had attended all the hearings taken by the FAA/Deputy Director, (FCS & CA), Mangaldai whereas the Secretary of the GPSS Ltd. was absent on all three occasions.

Heard the depute of the FAA. He submitted that although hearing dates had been fixed, three times and the Appellants attended all of them, no order was issued by the FAA in the absence of the Secretary of the GPSS Ltd.

Heard the Secretary and the President of the GPSS. They submitted that they had communicated the cost of photocopying without a total estimate out of ignorance but that they had verbally requested the Appellants to visit the office and collect the information/documents but there was no response from the latter.

A perusal of the RTI Application indicated that the information sought for was likely to be lengthy and involve photocopying sizable number of documents. In course of the hearing the Appellants submitted that they would do without the information in respect of the first point in the RTI Application. Thus, the GPSS was requested to furnish the information relating to the relevant points, namely point nos. 2 - 4.

The Secretary estimated that the total number of documents to be photocopied would be around 450 pages and he would be able to provide the information, free of cost.

In view of the facts brought out above, the Commission hereby orders that the Secretary, Patharighat GPSS shall furnish the information as stated above with certified copies of the relevant documents within a period of 15 days of receipt of this order.

Further, the Commission directs the Deputy Director, (FCS & CA), Mangaldai to ensure that the said Secretary complies with 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

Copy to:

1. The SPIO, O/o the Secretary, Patharighat Samabay Samitee Ltd., Patharighat, Darrang, Dist- Darrang, Assam, Pin- 784 144 for information and necessary action.
2. The First Appellate Authority/Deputy Director of Food, Civil Supplies & Consumer Affairs, Mangaldai, Dist- Darrang, Assam, Pin- 784 144 for information and necessary action.
3. The Appellant, Md. Makibar Rahman, S/o- Late Mansur Ali, Vill- Pipirakuchi, PO- Dighirpar, PS- Sipajhar, Dist- Darrang, Assam, Pin- 784 144 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Registrar
Assam State Information Commission