



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

Case No. : SIC/CCR.24/2016
Complainant : Shri A.K. Laskar, General Secretary, ACRDO.
Respondent : The SPIO, office of the Directorate of Welfare of Plain Tribes and Backward Classes, Assam, Guwahati.
Date of hearing : 02.02.2017
Complaint heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
02.02.2017

The petitioner Shri A.K. Laskar is absent without any intimation.

The Public Authority is represented by Shri Gobin Ch. Mili, SPIO and Joint Director, office of the Directorate of WPT & BC. He stated that the RTI Application dtd. 10.06.2014 was transferred to the Chairman, Maimal Development Council vide letter dtd. 10.07.2014 and 11.09.2014. Reminder was issued on 05.12.2016 to submit the required information before 09.12.2016, but no information had been received from the Maimal Development Council. He however stated that details of sanction and ceiling issued had been sent to the petitioner and that information on formation of the Council was not available in the Directorate of WPT & BC.

On perusal of RTI petition, it is seen that the petitioner had sought for information on formation of the Maimal Development Council alongwith constitutional guidelines etc. The Commission observes that the copy of the constitution and guidelines for formation of the Council are records of the department of WPT & BC, Govt. of Assam. The concerned officer of the WPT & BC department who is holding the information is considered as deemed PIO u/s 5 (4) and 5 (5) of the RTI Act, 2005 and is directed to furnish the information sought for to the Directorate of WPT & BC within 30 days from the date of receipt of this order, who in turn will furnish the required information to the petitioner within seven days thereafter.

The Commission also observes that the Schemes/Projects implemented by the Council with all other details sought for from the date of formation of the Council are available with the Maimal Development Council. The Chairman/SPIO, Maimal Development Council who is holding the information is also considered as deemed PIO u/s 5 (4) and 5 (5) of the RTI Act, 2005 and is directed to furnish the information sought for by the petitioner to the Directorate of WPT & BC within 30 days from the date of receipt of this order, who in turn will furnish the required information to the petitioner within seven days thereafter.

With the above direction, the complaint petition dtd. 14.01.2015 is disposed of.

Sd/-

Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Deputy Registrar
Assam Information Commission

Memo No. SIC/ CCR.24/2016/ 27 -A

Dtd. 02.02.2017.

Copy to:

1. The SPIO, office of the Directorate of Welfare of Plain Tribes and Backward Classes, Assam, Rukmininagar, Guwahati-6 for information and necessary action.
2. The Chairman, Maimal Development Council, House No. 6, Bye Lane -2 Daranda Six Mile, Panjabari Road, Guwahati – 22 for information and necessary action.
3. The Commissioner Secretary, Department of Welfare of Plain Tribes and Backward Classes, Govt. of Assam, Dispur, Guwahati -6 for information and necessary action.
4. Shri A.K. Laskar, General Secretary, A.C.R.D.O., Silchar, Vill. & P.O. – Neairgram, Dist. – Cachar, Pin – 788 013 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Deputy Registrar

Assam Information Commission