

Case No. : KP(M). 794/2016
Complainant/ Appellant : Sri Joydeb Das
Respondent : Assam Seeds Corporation Ltd.
Date of Hearing : 3-2-2017
Complaint/ Second : Shri H. S. Das, IAS (Retd)
appeal heard by : State Chief Information Commissioner, Assam

O R D E R**3-2-2017**

The petitioner Sri Joydeb Das is present. The public authority is represented by (1) Sri Ramesh Ch. Medhi, SPIO and Manager (Production) of Assam Seeds Corporation Ltd., and (2) Sri Mainul Haque Talukdar, ASPIO, of the same office.

The second appeal petition dated 19-12-2016 is taken up for hearing in presence of both the parties in pursuance of this Commission's earlier order dated 12-1-2017.

From the case records it is seen that the petitioner filed an RTI petition dated 18-8-2016 before the SPIO of Assam Seeds Corporation Ltd., seeking 10 numbers of informations numbering (a) to (j). It transpired in course of today's hearing that till date no information has been furnished to him by Assam Seeds Corporation Ltd. The officials representing Assam Seeds Corporation Ltd. submitted before this Commission today that they are not in a position to provide information about market price of the procured items, separately, except what is recorded in the minutes of the Departmental Purchase Committee, copy of which they can provide to the petitioner.

They further submitted orally that the list of beneficiaries are not maintained by them, but they are available with the District Agricultural officers. Except for the above two reservations they stated that they are in a position to furnish the remaining sought for informations in response to the petitioner's RTI petition dated 18-8-2016, in connection with supply orders placed with one M/S Hitesh Agency during the period 2012 i.e., from 1st January, 2012 till the date of filing of the RTI petition i.e., 18-8-2016.

In view of the above, this Commission gives the following directions to the SPIO of Assam Seeds Corporation Ltd.:-

- 1) Except for the list of beneficiaries against point No (j) and market price of the procured items separately, the SPIO will furnish all the other sought for informations to the petitioner within 15 days from the date of this order, which was pronounced in presence of both the parties.
- 2) Against point No. (i) of the RTI petition the SPIO of Assam Seeds Corporation Ltd is directed to furnish a copy of the minutes of the

Departmental Purchase Committee to the petitioner within 15 days from the date of this order.

- 3) As against the list of beneficiaries against point No. (j) of the RTI petition, the SPIO of ASCL is directed to transfer this point only to the concerned District Agriculture Officers (DAO)'s within 7 days from the date of this order, i.e., today with intimation to the petitioner.

Three other 2nd appeal cases were also listed for hearing today. The petitioner as well as the SPIO deposed orally that the subject matter of those three cases also are exactly identical to the subject matter of the appeal case No.

SIC/KP(M).794/2016, except for the name of the supplier firm. The other three cases are :-

Case No	Date of RTI application	Date of second appeal petition	Name of supplying firm
KP(M).791/2016	18-8-2016	19-12-2016	Krishna Enterprise and Shree Krishna Enterprise
KP(M).792/2016	18-8-2016	19-12-2016	M/S Darjeeling Garden
KP(M).793/2016	18-8-2016	19-12-2016	Seagul Associates Pvt. Ltd & Trinetra Supply Center

From perusal of the case records of the above three cases and the corresponding RTI petitions mentioned above, it is seen that the informations sought for against point Nos. (a) to (j) are identical in all the three cases listed above and also of the instant second appeal case.

Hence it is ordered that the order passed in the instant second appeal case No. SIC/KP(M). 794/2016 shall apply, *mutatis mutandis*, to the above mentioned three cases also.

With this order all the four cases are disposed of.

Sd/-

(H. S. Das)

**State Chief Information Commissioner,
Assam**

Authenticated true copy

Sd/-

Registrar

Assam Information Commission

Memo No SIC/ KP(M)794 /2016/ 13 -A

Dated 3-2-2017

Copy to:.

- 1) Sri Ramesh Ch. Medhi, SPIO and Manager (Production) of Assam Seeds Corporation Ltd., for information and necessary action as ordered above.
- 2) Sri Joydeb Das,, S/O Late Karunamoy Das,, House No-16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Guwahati- 781 025 for information.
- 3) Computer Section for uploading in the Website.
- 4) Office file.
- 5) Order Book.

Registrar

Assam Information Commission