

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

Case No. : KP(M).36/2017
Complainant/ Appellant : Shri Ashim Chamuah
Respondent : Higher Education Department, Govt. of Assam.
Date of hearing : 17.02.2017
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

17.02.17

The petitioner Shri Ashim Chamuah is present. He is accompanied by Shri Kandarpa Ojha, Advocate to assist him. The public authority is represented by Smti. Karabi Saikia Karan, ACS, Deputy Secretary & SPIO of Higher Education Department, Govt. of Assam. The second appeal petition dated 4.2.17 is taken up for hearing in presence of both the parties with reference to the petitioner's RTI petition dated 7.10.16.

The SPIO of Higher Education Department submitted before this Commission that the RTI petition dated 7.10.16 was transferred to the Director, Anundaram Borooh Institute of Language, Art & Culture (ABILAC), Assam vide letter No. AHE.356/2014/13 dated 3.12.16. Today she submitted before this Commission a copy of the letter No. ABI/LM/2016/34 dated 16.2.17 addressed to the petitioner Shri Ashim Chamuah by the Director of ABILAC Shri D.K. Kalita. From a comparison of the informations sought for vide the RTI petition dated 7.10.16 and informations furnished by the Director of ABILAC vide his letter dated 16.2.17, it is seen that some of the informations furnished are evasive and vague. This Commission is of the considered view that the replies to the RTI petition could have been furnished by the Govt. of Assam in the Higher Education Department, without transferring it to ABILAC. This commission, therefore, directs the SPIO of Higher Education Department to furnish the sought for informations to the petitioner free of cost within 7 (seven) days from the date of this order, which was pronounced in presence of both the parties, with intimation to this Commission.

Fix 12.30 PM on 7.3.2017 for review of compliance of this order

Sd/-

(H. S. Das)

Chief Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar

Assam Information Commission

Memo No. SIC/KP(M).36/2017/13-A

Dtd. 17.02.2017

Copy to:

1. The Deputy Secretary & SPIO of Higher Education Department, Govt. of Assam, Dispur, Guwahati- 781 006 for information and necessary action.
2. Shri Ashim Chamuah, Advocate, Gauhati High court, House No. 2, (2nd Floor), Chandmari Colony, Namoni Nijarapar, Guwaati-3 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar

Assam Information Commission