

Case No. : KP(M).94/2017
Complainant/ Appellant : Sri Dulal Bora
Respondent : Directorate of WPT&BC Department
Date of Hearing : 18-4-2017
Complaint/ Second : Shri H. S. Das, IAS (Retd)
appeal heard by : State Chief Information Commissioner, Assam

O R D E R
18-4-2017

The petitioner Sri Dulal Bora is present. The public authority is represented by:- (1) Sri Gobin Ch. Mili, Joint Director and SPIO of the Directorate of WPT&BC, accompanied by (2) Sri Mohan Ch. Hazarika, Sr. Assistant of the Directorate.

The second appeal petition dated 2-3-2017 is taken up for hearing in presence of both the parties.

The Joint Director and SPIO has filed a written submission dated 4-4-2017 stating that the RTI petition dated 19-9-2016 filed by Sri Dulal Bora was transferred to the Principal Secretary of Deori Autonomous Council, Narayanpur, Dist- Lakhimpur vide letter dated 19-10-2016. Subsequently the first appeal petition dated 2-1-2017 was also transferred to the Principal Secretary of Deori Autonomous Council vide letter dated 12-1-2017.

From perusal of the case records it is seen that the petitioner vide his RTI petition dated 19-9-2016 sought three sets of informations from Deori Autonomous Council for the period for **1st January, 2001 till the date of the RTI application**. In course of today's hearing it transpired that the Deori Autonomous Council was established a few years after 2001 although both parties could not confirm the exact date. However, the RTI application was addressed to the SPIO of WPT&BC Department, Govt. of Assam, although, as stated by the SPIO of the WPT&BC Directorate and as it appears from the written statement dated 4-4-2017 that the informations sought for are held by the Deori Autonomous Council. It is also seen that the Notice dated 30-3-2017 from this Commission was not issued to the Principal Secretary, Deori Autonomous Council as the SPIO of WPT&BC Directorate submitted his written statement and was received only on 5-4-2017.

In view of the above, the SPIO of Deori Autonomous Council is directed to furnish the sought for information to the petitioner, free of cost within 30 days from the date of receipt of this order by Registered Post for the period up to 19-9-2016 since inception of the Deori Autonomous Council.

The Principal Secretary of Deori Autonomous Council, Narayanpur, Dist- Lakhimpur is directed to submit his written affidavit and personally appear along with his SPIO for review of compliance of this order on the next date of hearing i.e., at **1.00 P.M on 30th May, 2017**

Sd/-

(H. S. Das)

**State Chief Information Commissioner,
Assam**

Authenticated true copy

Sd/-

**Registrar
Assam Information Commission**

Copy to:.

- 1) Sri Gobin Ch. Mili, Joint Director and SPIO of the Directorate of WPT&BC, for information and necessary action, as ordered above..
- 2) Principal Secretary, Deori Autonomous Council, Narayanpur, P.O- Panbari, District- Lakhimpur, for information and necessary action as ordered above.
- 3) SPIO of Deori Autonomous Council, Narayanpur,P.O- Panbari, District- Lakhimpur PIN- 784 164 for information and necessary action.
- 4) Sri Dulal Bora, Koinadhara Tiniali, House No.-118, Khanapara, Guwahati-22 for information.
- 5) Computer Section for uploading in the Website.
- 5) Office file.
- 7) Order Book.

**Registrar
Assam Information Commission.**