

**ASSAM STATE INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : KP(M).103/2017  
Complainant/ Appellant : Sri Dulal Bora  
Respondent : Director, WPT&BC Department.  
Date of Hearing : 7-4-2017  
Complaint/ Second : Shri H. S. Das, IAS (Retd)  
appeal heard by : State Chief Information Commissioner, Assam

**O R D E R**  
**7-4-2017**

The petitioner Sri Dulal Bora is absent. He informed the Registry of this Commission telephonically that he would not be able to appear before this Commission today due to other pre-occupations. The public authority is represented by :- (1) Sri Gobin Ch. Mili, SPIO of the office of Directorate of WPT&BC and (2) Sri Mohan Ch. Hazarika. of the same office.

The second appeal petition dated 2-3-2017 with reference to the petitioner's RTI petition dated 19-9-2017 seeking various informations about Tiwa Autonomous Council is taken up for hearing ex-parte in the absence of the petitioner.

The SPIO and Joint Director of the Directorate of WPT&BC made a written submission dated 1-4-2017 stating that the petitioner's RTI petition was transferred to the Principal Secretary of Tiwa Autonomous Council vide a letter dated 19-10-2017. Similarly the first appeal petition dated 2-1-2017 was also transferred to the Principal Secretary of Tiwa Autonomous Council vide letter dated 12-1-2017. The SPIO enclosed with his written statement , copies of his above mentioned letters addressed to the petitioner. He also mentioned that the Tiwa Autonomous Council is a Statutory Council established by the State Government and it is in existence.

From perusal of the RTI petition it is seen that the petitioner sought the following informations for the period 1<sup>st</sup> January, 2001 till 19-9-2016:-

- 1, *Photocopies of cheques issued by the Autonomous Council in favour of various individuals and Institutions together with the list of names of such individuals and Institutions against each cheque,***
- 2 *Photographs of all construction works like houses, roads, stages and auditoriums for holding cultural programmes etc. including dwelling houses for individual beneficiaries and photocopies of records and documents containing informations about the population size of various districts and other areas falling within the territory of Tiwa Autonomous Council.***

This Commission, observes that it may not be possible for the Tiwa Autonomous Council to give photocopies of cheques issued by them , unless they follow the unlikely practice of keeping photocopies of cheques issued by them. What is more likely and expected of the Tiwa Autonomous Council is that they maintain a cheque issue register containing details of cheque numbers, date of issue , amount of the cheque and particulars of persons and institutions in whose favour the cheques were issued. This Commission is also of the opinion that such informations are admissible under the RTI Act, 2005.

It appears that the informations sought for will be voluminous and the scope is quite wide covering a period of **more than 15 years**.

Since this Commission has already directed the petitioner to exercise his right to information by way of inspection of relevant works, documents, records etc. as provided for under Section 2(j) of the RTI Act, 2005 in second appeal case Nos. **SIC/KP(M).99/2017** and **SIC/KP(M).102/2017** which were also heard today, in this case also for the same reasons this Commission directs the Principal Secretary of Tiwa Autonomous Council to allow the petitioner to inspect all relevant office records within 15 days from the date of receipt of this order and also allow him to take notes as well as photo copies of documents sought for by him free of cost up to 50 copies and thereafter on payment of Rs. 2/- for every additional page of photocopy. Inspection of records will be done during office hours on any working day within 15 days from the date of receipt of this order.

With the above order the second appeal petition dated 2-3-2017 is disposed of.

Sd/-

(H. S. Das)  
State Chief Information Commissioner,  
Assam

Authenticated true copy

Sd/-  
Registrar  
Assam Information Commission

Memo No SIC/ KP(M) / KP(M).103/2017/11 -A

Dated 7-4-2017

Copy to:.

- 1) Sri Gobin Ch. Mili, SPIO of the office of Directorate of WPT&BC , for information .
- 2) Principal Secretary, Tiwa Autonomous Council, Morigaon, for information and necessary action, as ordered above.
- 3) Sri Dulal Bora, Koinadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
- 4) Computer Section for uploading in the Website.
- 5) Office file.
- 6) Order Book.

Registrar  
Assam Information Commission.  
Assam

