

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

Case No. : SIC/NGN.37/2017
Appellant : Shri Munindra Saikia
Respondent : The SPIO, O/o the Commissionerate of Food Safety, Assam
Date of hearing : 07.06.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
07.06.2017

Shri A.S. Abdullah Barbhuyan, Deputy Secretary/SPIO, Health & Family Welfare Deptt., Assam and Shri Anupam Gogoi, Food Analyst to the Government of Assam/SPIO, Commissionerate of Food Safety, Assam are present.

The Appellant is absent without information. As the Public Authority is present, the Commission decided to go ahead with the hearing proceedings *ex parte* of the Appellant.

Heard the SPIO from the Commissionerate. He submitted that the RTI Application was initially processed in the Health & FW Deptt. of the Secretariat to whom it was submitted. He was notified as the SPIO of the Commissionerate in Notification dated 05.12.2016. Earlier, the Deptt. had also sought information from the Commissionerate and from the Designated Officer, Food Safety, Assam in the office of the Joint Director of Health Services of the Districts. The information including that from the two districts of Kamrup (M) and Kamrup was furnished by the Commissionerate to the Deptt. through a letter dated 27.01.2017. The First Appellate Authority/Joint Secretary to the Government of Assam, Health & FW Deptt. decided that the RTI Application be transferred to the SPIO of the Food Safety, Assam. It was further submitted that the SPIO of the Commissionerate furnished the information available in his office and the information as received from Kamrup (M) and Kamrup district through a letter dated 29.03.2017 under Registered Post. As regards the other districts the copy of the said letter was endorsed then to furnish the information to the Appellant directly.

The SPIO, Health & FW Deptt. made the submission about the disposal of the First Appeal but could not explain as to why the information supplied by the Commissionerate was not furnished to the Appellant.

In the absence of the Appellant in the hearing and any Written Statement from him, the Commission could not determine as to whether he received the information as mentioned above, and the information from the other districts.

Considering that the SPIO/Commissionerate of Food Safety, Assam had furnished the information as available with him with evidence and the Appellant has not apprised the Commission whether he was still aggrieved, the Second Appeal case is hereby disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam State Information Commission

Copy to:

1. The SPIO, O/o the Health & Family Welfare Deptt., Janata Bhawan, Dispur, Guwahati for information and necessary action.
2. The SPIO, O/o the Commissionerate of Food Safety, Assam, Dispur, Guwahati- 6 for information and necessary action.
3. The First Appellate Authority/Joint Secretary to the Government of Assam, Health & Family Welfare Deptt., Janata Bhawan, Dispur, Guwahati for information.
4. The Appellant, Shri Munindra Saikia, C/o- MPK & Sons, T.R. Phukan Road, Haiborgaon- 782 002, Nagaon, Assam for information.
5. Computer Section for uploading in the Website.
6. Office File.

Joint Registrar
Assam State Information Commission

