

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

Case No. : SIC/KMJ.5/2017
Appellant : Shri Sumen Roy
Respondent : The SPIO, O/o the Circle Officer, Sadar Circle, Karimganj
Date of hearing : 09.06.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
09.06.2017

The SPIO, O/o the Circle Officer, Sadar Circle, Karimganj is absent. However, he has submitted a Written Statement dated 29.05.2017.

A W.T. message has been received from the First Appellate Authority/Deputy Commissioner, Karimganj.

The Appellant, Shri Sumen Roy is present. He has submitted a W/S dated 09.06.2017.

Perused the W/S and heard the Appellant. He submitted that he has not received the information he had sought for through his RTI Application dated 06.10.2016.

Perused the case record. It is seen that the Appellant had filed the Second Appeal after not being satisfied with the information furnished to him by the Circle Officer through a letter dated 03.11.2016. The Appellant had sought information relating to Dag No. etc. of the plot and the detail of the encroachers. Not being satisfied with the information, he had written a letter dated 11.11.2016 to the Circle Officer indicating the shortcomings in the information furnished to him by pointing out the contradiction in the information he had received through an RTI Application earlier and the information received in response to the instant RTI Application.

The First Appeal dated 28.12.2016 was disposed of by the First Appellate Authority/Deputy Commissioner, Karimganj and an order issued on 04.02.2017 to the effect that the Circle Officer/SPIO, Karimganj provide the requisite information. However, the Circle Officer did not respond.

The status mentioned in the Second Appeal has remained the same and has been reiterated.

Perused the W.T. message. The action taken so far has been indicated and exemption from attending today's hearing has been requested for.

Perused the W/S of the SPIO. The fact of furnishing the information on 03.11.2016 as mentioned above has been reiterated. There is no mention of action taken on the letter of the Appellant dated 11.11.2016. Thus, the W/S has not helped the Commission on making a decision on the issue taken up by the Appellant with the Circle Officer.

In view of the facts and circumstances as stated above, the Commission hereby orders that the SPIO/Circle Officer, Sadar Circle, Karimganj shall review the information/reply given to the Appellant through his letter dated 03.11.2016 with reference to the RTI Application and Appellant's letter dated 11.11.2016 and furnish a factual information with documentary support to the Appellant, free of cost, within 15 days of receipt of this order.

The Second Appeal is hereby disposed of. However, the Appellant shall be at liberty to move this Commission, if he is aggrieved by the response of the SPIO.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam State Information Commission

Memo No. SIC/KMJ.5 /2017/39-A

Dtd.09.06.2017

Copy to:

1. The SPIO, O/o the Circle Officer, Sadar Circle, Settlement Road, Dist- Karimganj, Assam, Pin- 788 712 for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Karimganj, Dist- Karimganj, Assam, Pin- 788 710 for information.
3. The Appellant, Shri Sumen Roy, Pushpa Lane, Ward No. 2, Vill & PO- Kanishail, PS & Dist- Karimganj, Assam, Pin- 788 711 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission

