

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

Case No. : SIC/DMJ.12/2017
Appellant : Shri Bimal Nath
Respondent : The SPIO, O/o the Regional Manager, Assam Gramin Vikash Bank, North Lakhimpur
Date of hearing : 04.07.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
04.07.2017

Shri Ratan Deb, Manager, Assam Gramin Vikash Bank is present.

The Appellant, Shri Bimal Nath is present.

The Written Statements from the First Appellate Authority/Chairman, Assam Gramin Vikash Bank and from the Regional Manager, Lakhimpur both dated 29.06.2017 received. Further, a letter dated 03.07.2017 has been received from the Chairman, Assam Gramin Vikash Bank to depute Shri Ratan Deb, Manager, P & D and CS department at the Head Office to attend today's hearing.

Heard the Appellant. Reiterating the content of his Second Appeal dated 04.04.2017, he submitted that he was not satisfied with the response of the Public Authority in respect of the first point of his Application wherein he had sought copies of account opening forms, the photographs of the account holders and documents submitted in opening of the accounts in respect of the specified accounts. He further stated that he did not receive the names of the bank staff who were connected with opening of the bank account listed by him.

Heard the depute of the Public Authority and perused the Written Statements. It has been submitted that the information in respect of the first point could not be provided to a third party as documents sought for were personal to the customers and in view of the fiduciary relationship of the bank with his customers, the information was exempted in Section A(1)(e) of the RTI Act, 2005. The bank is also under the obligation to maintain secrecy about such information relating to customers U/S 13(1) of the Banking Companies Act, 1970. Regarding the second point of the Application it has been submitted that names of the persons involving in opening and closing as sought for has been furnished.

From the perusal of the case record and the documents enclosed with the Written Statements and the deposition of the Appellant, it appears that the name of the CSP, i.e. the name of the Outsourced Agent in connection with opening of the concerned bank account has been provided. However, the names of the bank staff concerned with formal decision of approving the account opening process have not been furnished.

After a careful consideration of the summation of the Appellant and the Public Authority, the Commission concludes that furnishing of the names of the bank officials as stated above would require deployment of manpower resources which may not be commensurate with the possible use of such information. The Commission therefore hereby decides that the Second Appeal case be disposed of. However, should the Appellant need such information in the interest of his inquiry into the matter, he shall be at liberty to seek the said

information separately to which the appropriate SPIO of the bank would be required response within the time stipulated by the RTI Act, 2005.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam State Information Commission

Memo No. SIC/DMJ.12/2017

Dtd.04.07.2017

Copy to:

1. The SPIO, O/o the Regional Manager, Assam Gramin Vikash Bank, Lakhimpur, North Lakhimpur, Assam for information and necessary action.
2. The First Appellate Authority/Chairman, Assam Gramin Vikash Bank, G.S. Road, Bhangagarh, Guwahati- 781 005, Assam for information.
3. The Appellant, Shri Bimal Nath, Silapather Notun Missing Gaon (Palpatti), PO-Silapather, Dhemaji, Pin- 787 059, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar

Assam State Information Commission