

**OFFICE OF THE
ASSAM INFORMATION COMMISSION****JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : **KP(M).723/2017**
Complainant/ Appellant : **Sri Dulal Bora**
Respondent : **Assam Legislative Assembly.**
Date of Hearing : **31-10-2017**
Complaint/ Second : **Shri H. S. Das, IAS (Retd)**
appeal heard by : **State Chief Information Commissioner, Assam**

O R D E R
31-10-2017

1. The appellant/petitioner Sri Dulal Bora is absent without any information. The public authority is represented by Sri Pradip Handique, Deputy Secretary and PIO, Assam Legislative Assembly Secretariat and Sri Samir Das, APIO and Under Secretary, Assam Legislative Assembly Sectt. Dispur, Guwahati-6.
2. The second appeal petition dated 10-4-2017 read with the petitioner Sri Dulal Bora's RTI petition dated 1-10-2016 filed before the PIO of ALA Secretariat is taken up for consideration ex-parte in the absence of the petitioner.
3. By his RTI petition dated. 1-10-2016 the petitioner sought certain informations regarding acquisition of B.A Degree by Sri Amarendra Narayan Deka, Additional Chief Secretary of ALA Sectt. The PIO of ALA Sectt. clarified orally that Sri Amarendra Narayan Deka is Additional Secretary of ALA Sectt. They do not have any post of Additional Chief Secretary. The second appeal petition was, therefore, taken up for consideration accordingly.
4. The PIO submitted a written statement dated 30-10-2017. He mentioned in the written statement that Sri Dulal Bora filed the other RTI applications on the same date, i.e., 1-10-2016. Of the total six Nos. of RTI applications filed by the petitioner on the same date, ie., 1-10-2016, five of them related to service matters of Sri A. N. Deka , and the sixth one was related to occupation of Govt. quarters of ALA employees, who are serving and retired.
5. It has been mentioned in the written statement that all the six RTI petitions dated 1-10-2016 was received by ALA Secretariat on 5-10-2016. The APIO of ALA Secretariat vide letter No. LARTI.17/2016/200 dated 3rd November, 2016 informed the petitioner to deposit a total amount of Rs. 714/- (seven hundred and fourteen) towards the cost of photocopy and postal charges to furnish the sought for information in respect of all the six RTI applications dated 1-10-2016 by the petitioner vide his letter Nos. DB No. 1764 to 1769. Instead of depositing the cost, the petitioner filed a first appeal petition on 17-1-2017 followed by second appeal petition before this Commission on 10-4-2017. Thereafter the petitioner Sri Dulal Bora deputed one Sri Bhaskar Bora to the ALA Secretariat to deposit the amount of Rs. 714/- towards the cost of photocopy

and also to collect the informations. On receipt of the required cost the entire bunch of papers and documents prepared by ALA Sectt in response to the six RTI applications were handed over to Sri Bhaskar Bora who received the same on 26-4-2017 under his signature. Nothing has been heard from the petitioner Sri Dulal Bora thereafter. It is more than six months after submission of his second appeal petition dated 10-4-2017 and receipt of the informations by his authorized representative Sri Bhaskar Bora on 26-4-2017. Moreover, he is absent today without any information at the time of hearing today. It is, therefore, presumed that he has received all the sought for informations of all the six RTI petitions mentioned above.

6. In view of the above the instant second appeal petition dated 10-4-2017 is disposed of . This order shall apply ***mutatis mutandis***.to the other five second appeal petitions also.
7. The second appeal case Nos. **SIC/KP(M) 724/2017; SIC/KP(M) 725/2017; SIC/KP(M)726/2017; SIC/KP(M) 727/2017 and SIC/KP(M). 728/2017** are therefore, closed.

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

Authenticated true copy

Registrar
Assam Information Commission

Memo No SIC/ KP(M). 723/2017

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Dated 31-10-2017

Copy to:-

- 1) Sri Pradip Handique, Deputy Secretary and PIO, Assam Legislative Assembly Secretariat, Dispur , Guwahati-6 for information.
- 2) Sri Dulal Bora, Koinadhara Tiniali, Hose No.118, Khanapara, Guwahati-781 022 for information
- 3) Computer Section for uploading in the Website.
- 4) Officefile
- 5) Order Book.

Registrar
Assam Information Commission.