

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

Case No. : KP(M).1096/2017
Complainant/ Appellant : Shri Durlav Talukdar
Respondent : SPIO of the Chief Secretary to the Govt. of
Assam, Dispur
Date of hearing : 4.1.2018
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

4.1.18

The petitioner Shri Durlav Talukdar is present. The public authority to be represented by the SPIO of the Chief Secretary to the Government of Assam is absent. The SPIO of the Chief Secretary's office has sent a written submission dated 12th December, 2017, which is entered into the case records. In the WS the SPIO has stated that the petitioner's RTI petition dated 24.8.17 was transferred to the Commissioner and Secretary to the Govt. of Assam, Cultural Affairs Department. Similarly, the first appeal petition dated 4.10.17 was also transferred to the Commissioner & Secretary to the Government of Assam, Cultural Affairs Department. It appears that no notice was sent to the SPIO of Cultural Affairs Department from this Commission as this Commission was not aware of the transfer of the RTI petition mentioned above.

It is seen that the same petitioner filed another RTI petition on the same day i.e. 24.8.17 before the Deputy Commissioner, Kamrup (Metro). This was followed by 1st appeal petition dated 4.10.17 and 2nd appeal petition dated 3.11.17. This 2nd appeal petition has been processed in case No. SIC/KP(M).1097/2017 and Shri P.P. Kathkatia, SPIO & Addl. Deputy Commissioner, Kamrup (M) is present for its hearing today. The subject matter of both the RTI petitions are also identical. The petitioner submitted two identical prayers dated 17.8.17 – one to the Chief Secretary to the Govt. of Assam and another before the Deputy Commissioner, Kamrup (M) giving four suggestions with regard to the management of the affairs of Kamakhya Temple, Guwahati. Vide his RTI petition dated 24.8.17, the petitioner wanted to know from both the public authorities separately as to what action they took on his original petition dated 24.8.17. Since both the RTI petitions and subsequent first and second appeal petitions dated 4.10.17 and 3.11.17 respectively are identical. The two 2nd

appeal case Nos. SIC/KP(M).1096/2017 and SIC/KP(M).1097 are clubbed together and taken up as one second appeal case.

The petitioner submitted that he has not received any response from the SPIO of the office of the Commissioner & Secretary to the Govt. of Assam, Cultural Affairs Department or from the SPIO of the office of the Deputy Commissioner, Kamrup (M).

In view of the above, the SPIO of the office of the Deputy Commissioner, Kamrup (M) is directed to furnish the sought for informations to the petitioner after consultation with the Commissioner & Secretary, Cultural Affairs Department about actions taken by them on all the four points of the petitioner's RTI prayer dated 24.8.17 within 30 days from the date of receipt of this order.

With the above order, the second appeal petition dated 3.11.17 is disposed of.

Sd/-
(H. S. Das)
Chief Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KP(M).1096 /2017/

Dated. 4.1.2018

Copy to:

1. The Addl. Deputy Commissioner & SPIO of the office of the Deputy Commissioner, Kamrup (M), Guwahati-1 for information and necessary action.
2. The Commissioner & Secretary to the Govt. of Assam, Cultural Affairs Department, Dispur, Guwahati-6 for information and necessary action.
3. The SPIO of the office of the Chief Secretary, Govt. of Assam, Dispur, Guwahati-6 for information.
- 4..Shri Durlav Talukdar, National Delegate, NSUI (Assam State), Rajib Bhawan, G.S.Road, Guwahati-5 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar
Assam Information Commission