

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

Case No. : SIC/KP(M).1264/2017
Appellant : Shri Utpal Das
Respondent : The SPIO, O/o the District Agricultural Officer (Kamrup)
Ulubari, Guwahati
Date of hearing : 03.03.2018
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
03.03.2018

Shri Rabindra Sarmah, SDAO (Horticulture)/SPIO, office of the District Agricultural Officer, Ulubari is present. He submitted a Written Statement dated 01.02.2018.

The Appellant absent without information.

Heard the SPIO and perused the Written Statement. It has been submitted that the Appellant had been informed through a letter 17.10.2017 that the concerned file that might have contained the information sought for could not be traced inspite of efforts having been made in this regard. As regards, point number 2 it has been stated that before 2015 when the Land Re-classification Act (Agricultural land) was notified there was not specific rule relating to the authorities competent to issue land classification report. The Appellant was also requested to provide a copy of the said verification report if it was available to him in order to help, locate the relevant file.

The Commission observes that the information sought for by the Appellant can also be held by some other Public Authorities such as the concerned Circle Officer or the Deputy Commissioner, Kamrup (M). Infact, the SPIO submitted that efforts were being made to locate the information in the DC's office.

In view of the facts brought out above, the Commission hereby orders that the Respondent shall make further efforts to locate the relevant documents containing the information by launching a formal, systematic investigation urgently and provide the information, if found, free of cost to the Appellant or inform the Appellant if the information could not be found within 15 days of receiving this order.

Further, the Commission is of the view that the Appellant may, at his discretion seek the information from the other relevant Public Authorities, should the information be not traceable in the office of the instant SPIO.

The Second Appeal is hereby disposed of.

Sd/-

Pinuel Basumatary

State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam Information Commission

Memo No. SIC/KP(M).1264 /2017 /11-A
Copy to:

Dtd. 03.03.2018

1. The SPIO, O/o the District Agricultural Officer (Kamrup) Ulubari, Guwahati- 781 007, Assam for information and necessary action.
2. The First Appellate Authority/office of the Agricultural Department, Government of Assam, Dispur, Guwahati- 6 for information.
3. The Appellant, Shri Utpal Das, H/No- 41, Rang Pather Bye Lane, Fatashil Ambari, Guwahati- 25 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission

