



OFFICE OF THE

ASSAM INFORMATION COMMISSION

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No.	DBR.2/2018
Complainant/ Appellant	Sri P.Bezbaruah
Respondent	Sr. Sub-Registrar, Kamrup (Metro)
Date of Hearing	11.06.2018
Complaint/ Second appeal heard by	Shri H. S. Das, IAS (Retd) State Chief Information Commissioner, Assam

O R D E R
11.06.2018

1. . The petitioner Sri P.Bezbaruah is absent. The public authority is represented by (i) Sri Prasanta Pratim Kathkotia, SPIO and Additional Deputy Commissioner, Kamrup (Metro), and (ii) Sri Pankaj Kr. Sarma, Deputy Registrar (Registration), Kamrup (Metro).

2. The second appeal petition dated 10-2-2018 is taken up for hearing ex parte in the absence of the petitioner. It is recorded that the petitioner has sent a written communication dated 6-6-2018 stating that due to unavoidable circumstances he is not in a position to appear before this Commission today. It is also noted that the same petitioner had filed several RTI applications earlier also and he has never attended the hearings before this Commission, leading to ex-parte disposal of his RTI applications and appeal petitions by this Commission.

3. In the present case also the appellant has requested to take necessary action as deemed fit and dispose of the second appeal petition in his absence on the basis of his written communication dated 6-6-2018. Accordingly, the second appeal petition dated 10-2-2018 is taken up for ex-parte hearing and disposal.

4. From perusal of the case records, it is seen that by an RTI petition dated 10-3-2017, filed before the PIO of the office of Deputy Commissioner, Kamrup (Metro), the petitioner sought the Registration No. of a sale deed, date of registration and place of registration in respect of a mutation case No. 225/05-06 of Guwahati Revenue Circle ordering mutation of the name of one Sri B.K.Singh with Sri B.N.Kakoti, vide order dated 17-05-2006

5. The Sr. Sub Registrar of Kamrup (Metro) District has submitted a written statement dated 8-6-2018 which is entered into the case records. It is stated in the W/S that the relevant computerized records from the year 1999 to 2006 were searched but no such sale/purchase gift deed could be found out in the names of Sri B.K.Singh and Sri B.N.Kakoti. It has also been mentioned in the W/S that in the absence of the date or year of order of registration it is difficult to trace out such land sale deeds.
6. By a letter dated 20-11-2017 the petitioner was informed by the Sr. Sub-Registrar that the sought for information cannot be furnished since matter does not relate to his office..
7. The SPIO and Addl. Deputy Commissioner, Kamrup (Metro) has also submitted a separate written statement dated 29-5-2018 detailing the actions taken by him so far with reference to the RTI petition dated 10-3-2017. He has also enclosed several documents along with his W/S.
8. It is seen from the documents submitted by the SPIO and Addl. Deputy Commissioner, Kamrup (Metro) District that vide letter dated 10-7-2014 the Circle Officer of Guwahati Revenue Circle informed the Addl. Deputy Commissioner, Land Records Branch of Kamrup (Metro) Deputy Commissioner's office that the case records of mutation case No. 225/2005-06 were sent to the Deputy Commissioner's office for correction of central land records vide letter dated 6-7-2006.
9. Accordingly, the First Appellate Authority i.e., the Deputy Commissioner, Kamrup (Metro) vide an order dated 16-3-2018 directed the Addl. Deputy Commissioner, Land Records Branch to furnish the sought for information directly to the petitioner within 15 days from the date of receipt of FAA's order.
10. The Addl. Deputy Commissioner, (Land Records Branch) of Kamrup (Metro) Deputy Commissioner's office informed the petitioner Sri Pranjit Bezbaruah vide letter dated 11-6-2018 that the case records of mutation case No. 225/2005-06 could not be traced out and that the required information will be provided as soon as the case records are found out.
11. In view of the above the Additional Deputy Commissioner (Land Records Branch) of the office of Deputy Commissioner, Kamrup (Metro) is directed to search out the relevant mutation case record and furnish the sought for information within 30 (thirty) days from the date of receipt of this order directly to the petitioner with a copy to the SPIO and to the Registry of this Commission.

12. With the above order the second appeal petition dated 10-2-2018 is disposed of.

Sd/-

(H. S. Das)

**State Chief Information Commissioner,
Assam**

Authenticated true copy

Sd/-

Registrar I/c

Assam Information Commission

Memo No SIC/ DBR.2/2018 / A

Dated 11.06.2018

Copy to:-.

- (1) Sri Prasanta Pratim Kathkotia, Addl. Deputy Commissioner and SPIO of the office of Deputy Commissioner, Kamrup (Metro), Panbazar, Guwahati-1 for information
- (2) Additional Deputy Commissioner, (Land Records) of the office of Deputy Commissioner, Kamrup (Metro), Panbazar, Guwahati-1 for information and necessary action.
- (3) Sri P. Bezbaruah, B.R.Path, P.O-Dibrugarh-786001- 12 for information .
- (4) Computer Section for uploading in the Website
- 4) Office file.
- 5) Order Book.**

Registrar I/c

Assam Information Commission.