

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/DHR.38 /2018
Appellant : Banshi Lal Gupta
Respondent : The SPIO, O/o the Sub-Divisional Engineer, Electrical Sub-Division, APDCL (LAR), Dhubri
Date of hearing : 14.09.2018
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
State Information Commissioner, Assam

O R D E R
14.09.2018

Sri Rakesh Kumar Saha, Sub-Divisional Engineer, Dhubri Electrical Sub-Division, APDCL (LAR) is present.

The Appellant, Sri Banshi Lal Gupta is present along with an assistant.

Heard the Appellant. As submitted in his Second Appeal dated 16.03.2018, he was not satisfied with the information provided him by the SPIO through the letter dated 12.01.2018 in response to RTI Application dated 12.12.2017. He added that he required the information for the reason that the Public Authority had transferred the service connection from his father to his elder brother irregularly without genuine documents.

Heard the SPIO. He submitted that as already informed to the Appellant by his predecessor the information as available on record has been furnished, and that records relating to the transfer of service connection from one person to another specified in the RTI Application could not be traced on record. He added that all information relating to the post computerization period since 2007 only are available fully according to which service connection stands in the name of one particular person.

The Appellant stated that he was in possession of certain records relating to the change in name of the consumer but wanted confirmation of the same from the Public authority.

The Commission observes that the inability of the SPIO to furnish the information is indicative of absence of proper record management of the Public Authority and that original records relating to matters such as service connection being of permanent nature ought to be preserved systematically. It is further observed that the Appellant is already in possession of most of the information relating to the said transfer of service connection which he has sought for, and that his allegation of irregularities is of the nature of grievance to redress which he will have to move appropriate authorities.

In view of the facts brought out above, **the Commission hereby decides to dispose of the Second Appeal with the direction to the SPIO to institute a systematic search for records of the time as indicated by the Appellant during the hearing, namely 2002, and furnish the related documents, if found as soon as practicable and re-organize old records according to the Policy for preservation of old records. As regards, his allegations of irregularity, it is for the Appellant to move appropriate authorities based on the information he is in possession of.**

Sd/-

Pinuel Basumatary IA & AS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/DHR.38/2018

Dtd.14.09.2018

Copy to:

1. The SPIO, O/o the Sub-Divisional Engineer, Electrical Sub-Division, APDCL (LAR), Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/office of the Sub-Divisional Engineer, Electrical Sub-Division, APDCL (LAR), Dhubri, Assam for information.
3. The Appellant, Sri Banshi Lal Gupta, S/o- Lt. Beni Lal Gupta, Ward No. 5, U.N.C. Road, PO & Dist.- Dhubri, Pin- 783 301, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
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