

Case No. : SIC/KP(M).930 /2017  
Appellant : Sri Dulal Bora  
Respondent : The SPIO, O/o the PWD (Roads) Department, Dispur,  
Guwahati- 6  
Date of hearing : 10.09.2018  
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**

10.09.2018

Parties are absent. However, Written Statements have been received from the SPIO, office of the Chief Secretary to the Government of Assam dated 13.08.2018 and that dated 07.09.2018 from the Deputy Secretary to the Government of Assam & SPIO, PWRD (Estt- B) Branch.

Perused the Written Statement of the SPIO, Chief Secretary's office. The original Complaint referred to in the RTI Application had been sent to the Commissioner & Secretary to the Government of Assam, PW (R) Department on 27.10.2015. The RTI Application was transferred to the SPIO, PW (R) Department, the Appellant informed as regards the First Appeal that Chief Secretary was not the First Appellate Authority in this case and advised to appeal to the appropriate FAA.

Perused the Written Statement of the SPIO, PWRD (Estt-B) Branch. In turn, the Application was transferred to the Chief Engineer, PWD (R) Department whose office received it on 24.04.2018. The CE's office requested the Appellant to deposit an estimated amount of Rs. 5000/- (Rupees five thousand) as cost of photocopying/supplying the documents. However, subsequently the information is stated to have been furnished through a letter dated 06.10.2015 on "a consolidated form" at a reduced cost of Rs. 952/- (Rupees nine hundred fifty two). The excess amount was refunded to the Appellant the RTI cell of the office. A copy of a note from the CE, PWD (R) Department dated 06.09.2018 has been enclosed which details the action taken.

Perusal of the Written Statement indicates that the CE PWD (R), Assam may have mixed up the instant RTI Application dated 09.08.2016 and some other Petition submitted by the Appellant earlier. The Deputy Secretary to the Government of Assam & SPIO, PWRD (Estt- B) Branch appears to have simply forwarded the CE's note without verifying the facts by overlooking the anomaly. In his Second Appeal dated 24.07.2017, the Appellant stated that he had not received the information he had sought for through his RTI Application dated 09.08.2016.

In view of the facts brought out above, **the SPIO, office of the Chief Engineer, PW (R) Department, Assam is hereby directed to review the action taken, if any, on the RTI Application dated 09.08.2016 and furnish the information sought for by the Appellant through his RTI Application dated 09.08.2016, free of cost, within 15 days of receipt of this order.**

**The Second Appeal is hereby disposed 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/KP(M).930 /2017**

**Dtd.10.09.2018**

Copy to:

1. The SPIO, O/o the Chief Engineer, PW (R) Department, Chandmari, Guwahati- 781 003, Assam for information and necessary action.
2. The SPIO, O/o the PWD (Roads) Department, Dispur, Guwahati- 6 for information and necessary action.
3. The SPIO, O/o the Chief Secretary, Government of Assam, Dispur, Guwahati- 6 for information.
4. The Appellant, Sri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati- 781 022, Dist- Kamrup (M), Assam for information.
5. Computer Section for uploading in the Website.
6. Office File.

Joint Registrar  
Assam Information Commission