



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

Case No. : KP(M).723 /2018  
Complainant/ appellant : Shri Utpal Das  
Respondent : SPIO of Guwahati Municipal Corporation  
Date of hearing : 31.10.2018  
Complaint/ Second : Shri H.S. Das, IAS ( Retd)  
Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**  
31.10.2018

1. The petitioner Shri Utpal Das is present. The public authority, i.e. Guwahati Municipal Corporation is represented by Shri D. Bezbaruah, Associate Planner of GMC. The petitioner's second appeal petition dated 12.7.2018 is taken up for hearing with reference to his RTI petition dated 4.4.2018 in presence of both the parties.

2. The SPIO of GMC has submitted a written statement dated 31.10.2018, which is entered into the case records. The Associate Planner of GMC has also submitted a separate written statement dated 30.10.2018, which is also entered into the case records.

3. The gist of both the WSs is that since major part of the informations sought for by the petitioner involves third party informations, consent of the third party, namely M/S Dona Builders Pvt. Ltd., was sought vide GMC letter dated 19.4.2018, but no response has been received from the third party till date. As a result the PIO of GMC has not been able to furnish the sought for informations to the petitioner.

4. The petitioner submitted that he will be satisfied if the following informations are provided by the GMC:-

- (a) Site plan and car parking plan of Dona Presidency, VIP Road, Guwahati as approved by GMC,
- (b) Whether any permission was given by the GMC for construction of pent houses covering portions of terraces of the buildings of Block B & C on the 7<sup>th</sup> floor and
- (c) Whether there has been any subsequent alteration and modification of the above building permissions granted by the GMC.

4. The appellant also mentioned that he is one of the residents of Dona Presidency. This Commission is of the view that while the detailed plan and estimates and internal alignment of the building of Dona Presidency may involve third party information, information as at 4(a), (b) and (c) above do not belong to the category of third party informations. The PIO of GMC is, therefore, directed to furnish the informations as mentioned at para 4 (a), (b) and (c) above pertaining to Dona Presidency, VIP Road, Sixmile, Guwahati to the petitioner within 7 days from the date of receipt of this order, which was pronounced in presence of both the parties.

With the above order, the second appeal petition dated 12.7.2018 is disposed of.

Sd/-

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

Authenticated true copy.

Sd/-  
Joint Registrar  
Assam Information Commission

Memo No. SIC/ KP(M).723/2018/

Dtd. 31.10.2018

Copy to: 1. The SPIO of Guwahati Municipal Corporation, Guwahati-1 for information and necessary action.  
2. Shri Utpal Das, Flat No. C-1, Dona Presidency, VIP Road, Sixmile, PO- Khanapara, Guwahati-22 for information.  
3. Computer Section for uploading in the Website.  
4. Office File.  
5. Order Book

Joint Registrar  
Assam Information Commission