



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

Case No. : KP(M)1156/2018
Complainant/ Appellant : Sri Dibakar Doley.
Respondent : SPIO of Thengal Kachari Autonomous Council.
Date of hearing : 11.12.2018
Complaint/ Second : Shri H. S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

11.12..2018

The petitioner Sri Dibakar Doley is present. The public authority, i.e., the Thengal Kachari Autonomous Council is represented by Sri Diganta Saikia, Junior Engineer and SPIO of the Thengal Kachari Autonomous Council (TKAC). The second appeal petition dated 31.7.2018 is taken up for hearing in presence of both the parties.

2. From the perusal of case records it is seen that the petitioner vide his RTI petition dated 17.5.2018 sought some informations about the scheme "Bajo area from erosion of River Jiyadhah" under TKAC and the fund received from the Government under State Plan for the year 2015-16 – the total estimated amount for which was Rs.624.99 lakhs. The SPIO of TKAC submitted a written communication dated 6.12.2018 addressed to this Commission. It has been stated in the written statement that the sought for information was sent to the petitioner vide letter dated 6.6.2018, but it was returned undelivered by the postal authority. It has been mentioned in their letter dated 6.6.2018 addressed to the petitioner Sri Dibakar Doley that in the year 2015-16 no such project was sanctioned or no such fund was released by the Government. However, the petitioner submitted orally that in another RTI petition the WPT&BC Department informed him that an amount of Rs.624.99 lakhs was released to the TKAC in 2015-16 for the scheme mentioned in the RTI petition.

3. From the submissions and counter submissions of the petitioner and the public authority, it appears that if not in 2015-16, in some other financial year, near about 2015-16, there might have been some scheme as mentioned by the petitioner in his RTI petition, though the amount sanctioned and released may vary from the amount mentioned in the RTI petition. The SPIO is therefore directed to go through the office records and ascertain whether any amount was sanctioned and released by the State Government to the TKAC for implementation of a scheme named - "Bajo area from erosion of River Jiyadhah" under TKAC during last 10 years. If search result is positive, then he is directed to furnish the sought for information to the petitioner within 30 days from the date of this order which is pronounced in presence of both the parties.

- (a) Copies of sanctioned letters of the years,
- (b) Amount released against the project,
- (c) Copies of detailed plan and estimate of the project,
- (d) Name of the contractor who was awarded the contract, if any,
- (e) Whether the work has been completed,
- (f) The present status of the project with photograph, and
- (g) Whether the TKAC was solely entrusted to implement the work or whether any other Govt. department, like the Water Resource Department, were involved in implementation of the work.

4. The SPIO of the Thengal Kachari Autonomous Council is also directed to give a copy of the letter dated 6.6.2018 to the petitioner and obtain receipt.

5. With the above order, the 2nd appeal petition dated 31.7.2018 is disposed of.

Sd/-

(H. S. Das)

Chief Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Jt. Registrar

Assam Information Commission

Memo No. SIC/KP(M). 1156/2018/

Dtd. 11.12..2018

- Copy to:
1. The SPIO of Thengal Kachari Authonomous Council, Assam, Titabor for information. and necessary action.
 2. The SPIO of WPT&BC Department, Govt. of Assam, Dispur for Information.
 3. Sri Dibakar Doley, C/o.Binod Doley, Khanapara, Lakhinagar, near SIRD, Guwahati.
 4. Computer Section for uploading in the Website.
 5. Office File.
 6. Order Book.

Jt. Registrar
Assam Information Commission