



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

Case No. : BNG.17/2018
Complainant/ appellant : Shri Suranjit Dutta
Respondent : SPIO of Gauhati University
Date of hearing : 09.01.2019
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
09.01.2019

1. The appellant Shri Suranjit Dutta is present accompanied by Shri Shib Prasad Sarma to assist him. The public authority, i.e. Gauhati University is represented by Shri Arup Jyoti Goswami, System Administrator, Gauhati University accompanied by Shri Tridip Kalita, MTA attached to the PIO of GU. The complaint petition dated 11.5.2018 was taken up for consideration in presence of both the parties.
2. The petitioner Shri Suranjit Dutta submitted a written prayer for conversion of his complaint petition dated 11.5.2018 into a second appeal petition. His prayer is granted and the complaint petition is taken up for hearing in presence of both the parties as a second appeal petition.
3. The Deputy Registrar and PIO of Gauhati University submitted a written statement dated 21.12.2018 stating that the RTI petition dated 6.4.2018, by which the petitioner sought Xerox copy of answer script, complete paper of Corporate Accounting of his 4th attempt in the year 2017 in the 3rd semester, was forwarded to the Deputy Controller of Examination, GU on 11.4.2018. The Deputy Controller of Examination provided photocopy of the answer script on 14.12.2018. Thereafter the petitioner Shri Suranjit Dutta was informed over phone as well as through text message to deposit requisite fee for obtaining the answer script. It appears that the petitioner has not yet deposited the required fee.
4. The Commission is of the view that the GU authorities should have informed the petitioner about the requirement of fee within the period of 30 days as stipulated under section 7(1) of the RTI Act, 2005. Had the University authorities done so then they would have been entitled to recover the required fee as per GU Regulations. Since the petitioner was not informed about the requirement of fee for more than eight months after filing of RTI petition, which is well beyond the stipulated period of 30 days, the SPIO of Gauhati University is directed to furnish the photocopy of the sought for answer script free of charge as stipulated u/s 7(6) of the RTI Act, 2005 within 7 days from the date of this order, which was pronounced in presence of both the parties.

With the above order, the second appeal petition dated 11.5.2018 is disposed of.

Sd/-

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

Authenticated true copy.

Sd/-

Registrar i/c
Assam Information Commission

Memo No. SIC/ BNG.17/2018/

Dated. 09.01.2019

Copy to: 1. The SPIO of Gauhati University, Gopinath Nagar, Jalukbari, Guwahati-14 for information and necessary action.
2. Shri Suranajit Dutta, Vill- Bowalimari, PO- Abhayapuri, Dist. Bongaigaon, Assam, PIN-783384 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book

Registrar i/c
Assam Information Commission