



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

Case No. : KP(M).1300/2018
Complainant/ appellant : Shri Dulu Mahanta
Respondent : SPIO of Assam Public Service Commission, Guwahati-22
Date of hearing : 14.12.2018
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
14.12.2018

1. The petitioner Shri Dulu Mahanta is present. The public authority, i.e. the Assam Public Service Commission (APSC) is represented by the Under Secretary and SPIO Shri N.K. Das and Jr. AA, Shri B.C. Das. The Second appeal petition dated 30.8.2018 is taken up for hearing in presence of both the parties. The SPIO and the first appellate authority have submitted two separate written statements dated 29th November, 2018 and 1st December, 2018 respectively. They are entered into the case records.
2. From perusal of the case records it is seen that the petitioner filed an RTI application dated 18.6.2018 before the SPIO of APSC. The APSC vide their letter dated 12th July, 2018 informed the petitioner that against point no. 4 of his RTI petition he had to deposit Rs. 2.00 by treasury challan towards the cost of photocopy of one page. As against the point no. 1, 2, 3, 5, 6, 7, 8, 9 and 10 the petitioner was informed that the sought for informations cannot be furnished as they are exempted under various sub sections of section 8 of the RTI Act, 2005. However, this Commission is of the view that point no. 2 of the RTI petition involves third party informations for which procedure laid down in section 11 of the RTI act, 2005 is to be followed. Informations sought for against all other points from 1 to 10 except point no. 2 appears to be admissible under the RTI Act, 2005. The SPIO of APSC is directed to furnish the sought for informations to the petitioner within 30 days from the date of receipt of this order. Alternatively, the petitioner himself may contact the SPIO of APSC to collect the sought for informations as ordered above within 30 days from the date of receipt of this order.
3. **With the above order, the second appeal petition dated 30.8.2018 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).1300/2018/

Dated. 14.12.2018

Copy to: 1. The SPIO Assam Public Service Commission, Khanapara, Guwahati- 22 for information and necessary action.
2. Shri Dulu Mahata, House No. 49, Geetanagar, Noonmati, Guwahati 20 for information. .
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book

Joint Registrar
Assam Information Commission