



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

Case No. KP(M)1354/ 2018
Complainant/ Appellant Sri Himadri Dhar
Respondent : SPIO of the office of the Deputy Commissioner, Kamrup(M)..
Date of hearing 22.02.2019
Complaint/ Second : Shri H. S. Das, IAS (Retd)
Appeal heard by Chief Information Commissioner, Assam

O R D E R

22.02.2019

1. The petitioner/appellant Sri Himadri Dhar is present accompanied by his learned Advocate Sri Dipjyoti Chakraborty. The public authority is represented by Sri Ranjit Konwar, ACS, Addl. Deputy Commissioner and SPIO of Kamrup (M) District accompanied by Sri Pankaj Kumar Sarma, Deputy Registrar, Kamrup (M) District.
2. The 2nd appeal petition dated 15.6.2018 read with the RTI petition dated 16.5.2017 filed by the petitioner is taken up for hearing in presence of both the parties.
3. The Addl.DC and SPIO of Kamrup (M) District submitted two written statements dated 2.2.2019 and 13.2.2019, which are entered into the case records.
4. From perusal of the RTI petition dated 16.5.2017 it is seen that the petitioner raised 6 (six) questions before the SPIO of the office of the Deputy Commissioner, Kamrup (M) District without specifying the documents/records that he was asking for. When asked by this Commission the petitioner clarified that a plot of land which is under his occupation and where he is residing at present for a long time was fraudulently shown as sold to a third party and a sale deed was registered by Deputy Registrar, Kamrup (M). The petitioner also submitted that the sale deed in question is a forged document, which is already under investigation on the basis of an FIR filed by the petitioner. Now, his grievance is that the forged sale deed should be cancelled by the competent authority. This Commission is of the view that only a Civil Court is competent to hear the grievances and pass appropriate orders.
5. In view of the above, the petitioner is directed to specify any other documents that he may require in connection with the civil suit that he may file in connection with the establishment of his father's title over the plot of land in question. The petitioner is directed to inform the Deputy Registrar, Kamrup (M) District about any such requirements within 7(seven) days from the date of this order which was pronounced in presence of both the parties and the Deputy Registrar of Kamrup (M) is directed to furnish the sought for documents as admissible under the RTI Act,2005 within 7 days thereafter.
6. With the above order the second appeal petition dated 15.6.2018 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/ KP(M)1354/2018

Dated 22.02.2019

- Copy to:
1. The SPIO of the office of the Deputy Commissioner, Kamrup (M), Guwahati for information. and necessary action.
 2. The Deputy Registrar, Kamrup (M) District, Guwahati for information and necessary action.
 3. Sri Himadri Dhar, Birubari, Udaypur, House No.2, Bye Lane 1, P.S. Paltanbazar, Guwahati..
 4. Computer Section for uploading in the Website.
 5. Office File.
 6. Order Book.

Registrar i/c
Assam Information Commission