



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

Case No. KP(M)920/ 2018
 Complainant/ Appellant Sri Dulal Bora – Present.
 Respondent : SPIO of Governor's Secretariat – present as represented
 . by Sri D.K.Borkatoki, Joint Secretary & SPIO accompanied
 by Sri Jyotish Moy Sinha, Sr. AA.
 Date of hearing 09.05.2019
 Complaint/ Second : Shri H. S. Das, IAS (Retd)
 Appeal heard by Chief Information Commissioner, Assam

O R D E R

09.05.2019

1. The second appeal petition dated 4.12.2017 read with the RTI petition dated 23.1.2017 and first appeal petition dated 14.8.2017 are taken up for hearing in presence of both the parties.
2. The SPIO made a written submission dated May 9, 2019 whose contents are the same as recorded in today's order in the second appeal case No. SIC/KP(M) 970/2018. The SPIO submitted orally that the RTI petition dated 23.1.2017 was received in the Governor's Sectt. but the complaint petition dated 3.9.2016 with reference to which the RTI petition was filed, was not received in the Governor's Sectt. as per their records. The RTI petitioner Sri Dulal Bora was informed about this. In other words, the Governor's Secretariat did not take any action on the RTI petition.
3. From perusal of the complaint petition dated 3.9.2016, a copy of which was enclosed by the appellant with his second appeal petition dated 4.12.2017, it is seen that the subject matter of the allegation petition was about source of income and Income Tax Returns of a private individual, viz., Sri Mukut Deka, who was the Publicity Secretary of an organization called Krishak Mukti Sangram Samitee. This Commission is of the view that since the subject matter of the RTI petition pertains to furnishing of information of source of income and income tax returns of a private individual, the appellant should file his RTI petition before the concerned income tax authority. The petitioner is, therefore, directed to file his RTI petition before the concerned Income Tax authority together with allegation petition dated 3.9.2016.
4. With the above order the second appeal petition dated 4.12.2017 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)920/2018

Dated 09.05.2019

Copy to:

1. The SPIO of Governor's Secretariat, Assam, Raj Bhawan, Guwahati - 1 for information.
2. Sri Dulal Bora, Kainadhara Tiniali, House No.118, Khanapara, Guwahati 22.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar i/c
Assam Information Commission