



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

Case No. : KP(M).1340/2018
Complainant/ appellant : Md. Mustak Alom Choudhury
Respondent : SPIO of Assam Agriculture University
Date of hearing : 29.04.2019
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
29.04.2019

1. The petitioner Shri Mustak Alom Choudhury as well as the public authority, i.e. the Directorate of Physical Plant (Construction and Maintenance), Assam Agriculture University (AAU) as represented by Shri Gautam Goswami- Junior Engineer (C) DPP – both are present. The second appeal petition dated 14.12.2018 read with RTI petition dated 12.7.2018 is taken up for hearing in presence of both the parties.
2. From perusal of the case records it is seen that the petitioner filed an RTI petition dated 12.7.2018 before the SPIO of K. K. Handiqui State Open University (KKHSOU) seeking informations against nine different points. The SPIO of KKHSOU furnished the sought for informations vide their letter dated 23.8.2018. However, against point no 3 of the RTI petition, the name and grade of the contractor/ firm was not furnished and information regarding permission of GMC/GMDA against point no. 6 was also not furnished. This Commission is of the opinion that informations furnished in respect of the other seven points are sufficiently responsive to the informations sought for.
3. The petitioner followed the matter by filing a fresh RTI petition dated 29.8.2018 before the SPIO of AAU, who was entrusted by KKHSOU with construction of the building in question. The representative of AAU present today placed before this Commission a copy of letter dated 30.10.2018 addressed to the petitioner furnishing the sought for informations. The petitioner submitted orally that he is yet to receive the copy of the communication dated 30.10.2018, although it was sent by India post by AAU, receipt of which was produced by AAU's representative before this Commission today. The instant second appeal petition, therefore, appears to have been caused by non-receipt of the communication dated 30.10.2018 by the petitioner. The Commission is of the view that the informations furnished by the AAU is fully responsive to the RTI petition dated 29.8.2018. The representative of AAU is, therefore, directed to furnish a copy of the same to the petitioner today. The petitioner will be in liberty to submit RTI petition before the authority of AAU, if he seeks any further information.

With the above, the second appeal petition dated 14.12.2018 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).1340/2018/

Dated. 29.04.2019

Copy to: 1. The SPIO of Assam Agriculture University, Khanapara, Guwahati-22 for information and necessary action.
2. Shri Mustak Alom Choudhury, House No. 1, Pakija Path, Sijubari, Hatigaon,. Guwahati-38 for information
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book

Registrar i/c
Assam Information Commission