



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/KP(R).17 /2019
 Appellant : Sri Biswajit Debnath
 Respondent : 1. The SPIO, O/o the Superintendent of Police, Hojai, and
 2. The SPIO, O/o the Circle Officer, Lanka Revenue Circle,
 Hojai, Sankardev Nagar, Assam, Pin- 782 442
 Date of hearing : 12.04.2019
 Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
 State Information Commissioner, Assam

O R D E R
 12.04.2019

Sri Garga Mohan Das, Circle Officer, Lanka Revenue Circle is present. A Written Statement dated 11.04.2019 has been received from the Deputy Commissioner, Hojai.

The Appellant, Sri Biswajit Debnath is present.

Perused the case record. The Appellant had sought information from the SPIO, office of the Superintendent of Police, Hojai on action taken on a certain letter written by the Addl. Deputy Commissioner, Revenue, Hojai. In response, the SP, Hojai requested the DC, Hojai to furnish the Information. The said letter was transferred by the DC's SPIO to the Circle Officer, Lanka Revenue Circle, Lanka. Not receiving the information, the Appellant submitted a First Appeal dated 09.04.2018 to the DC, Hojai as the First Appellate Authority. The DC, Hojai in turn transferred the matter to the ADC, Revenue, Hojai.

In his Written Statement dated 11.04.2019, the DC, Hojai has submitted that on receipt of the First Appeal, the same was forwarded to the ADC, Revenue and the latter issued a reminder to the Officer i/c, Lanka Police Station, Lanka for submission of an inquiry report as sought for through the letter cited by the Appellant in his RTI Application. A copy of a report submitted by the OC, Lanka Police Station dated 28.06.2018 has been enclosed. The said information had been provided to the Appellant through a letter dated 31.05.2018.

Heard the Appellant. He submitted that he had indeed received the response from the DC, Hojai. He added that he had not received the information from the SPIO of the SP office in the format that he had specified in the Application. He clarified that the letter written by the ADC, Revenue referred to by him and which he had sought information was addressed to the Officer i/c, Lanka Police Station and that was the reason for him to seek the information from the SP, Hojai.

The CO, Lanka Revenue Circle submitted that the RTI Application did not pertain to him. However, he has attended the hearing on the direction of the DC's office on the ground that the RTI Application related to mutation of land.

From the submissions and the material on record, the Commission observes that neither the SPIO of the office of SP, Hojai to whom the Application for information was made nor the OC, Lanka Police Station, the purported custodian of the information, had furnished the information to the Appellant in response to the RTI Application and the format in which the information was sought. **The Commission therefore hereby directs the SPIO, office of the Superintendent of Police, Hojai to furnish the information sought for by the Appellant directly to him in the format specified by the Appellant along with authenticated relevant documents within 15 days of receipt of this order.**

The Second Appeal is hereby disposed of.

Sd/-

Pinuel Basumatary IA & AS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam Information Commission

Memo No. SIC/KP(R).17/2019

Dtd.12.04.2019

Copy to:

1. The SPIO, O/o the Superintendent of Police, Hojai, Sankardev Nagar, Assam, Pin- 782 442 for information and necessary action.
2. The SPIO, O/o the Circle Officer, Lanka Revenue Circle, Hojai, Sankardev Nagar, Assam, Pin- 782 442 for information and necessary action.
3. The First Appellate Authority/Deputy Commissioner, Hojai, Sankardev Nagar, Assam, Pin- 782 442 for information.
4. The Appellant, Sri Biswajit Debnath, IIT Guwahati Campus, A & B Type Residence, Quarter No.B- 133, IIT Guwahati Sub Post Office, Guwahati- 39 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Joint Registrar
Assam Information Commission