



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/GLT.35 /2018  
Appellant : Sri Khogen Konwar  
Respondent : The SPIO, O/o the Mission Director, (NHM) Saikia  
Commercial Complex, G.S. Road, Christian Basti,  
Guwahati- 781 005  
Date of hearing : 03.04.2019  
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**

03.04.2019

Sri A.K. Chetia, Special Consultant/SPIO, NHM, Assam is present along with Smt. Monika Buragohain, SPM, Sri Pranjit Kumar Roy, HRD Consultant and Smt. Mili Roy, Data Manager, SHQ. A Written Statement dated 01.04.2019 submitted by the SPIO.

Sri Arabinda Das is present on behalf of the Appellant to represent the hearing.

Perused the case record. The Appellant had filed his Second Appeal dated 08.10.2018 stating that the information he had received in respect of his RTI Application dated 07.03.2018 was not received within the stipulated time, and was misleading and incomplete.

Perused the Written Statement. The information was furnished through a letter dated 03.08.2018. It has been submitted that some delay had happened in furnishing the information on account of the fact that the photocopy of the BPL Card submitted by the Appellant was without issue date. The said card was not accepted and the Appellant requested to pay the Application fee. Subsequently, the Appellant submitted another photocopy of the BPL card with date of issue which was self-certified by him. Thereafter, the Deputy Director, FCS & CA Branch, Golaghat was requested in writing to confirm the authenticity of the said card. However, no reply was received inspite of reminders, and in the absence of any response it was decided to presume that the same was in order. The First Appeal was responded to through a letter to the Appellant requesting him to let the SPIO know whether he would press the Appeal further inspite of the information having been furnished to him.

Heard the Appellant's depute. He submitted that the documents furnished in respect of point number 1 and 2 were incomplete and unclear.

Heard the Respondents. They clarified the issues raised by the Appellant's depute and stated that relevant documents only had been furnished from the record without any explanatory write-up. In his personal deposition, the Special Consultant, NHM, Assam

explained the facts of the case with reference to the documents. The Appellant's depute then submitted a written statement summarizing the pending issue as follows which is taken on record : (i) Furnish the appointment letters of all the Drivers and Handymans of MMU, who were outsourced to PPP through order dated 07.03.2018, and (ii) clarify why the Drivers and Handymans were deprived in details along with relevant documents.

From the submissions and material on record, the Commission observes that the first point in the said submission by the Appellant's depute was not a part of the RTI Application and therefore not admissible at this stage. However, the second point is relevant to point number 4 of the RTI Application, and point number 1 to an extent and deserves a response from the Public Authority so as to enable the Appellant to connect the documents furnished to him.

In view of the facts brought out above, **the Commission hereby orders that the SPIO, NHM, Assam shall review the documents already furnished to the Appellant and provide explanatory note in respect of point numbers 1 and 4 along with additional relevant documents, if any, free of cost to the Appellant within 10 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/GLT.35 /2018**

**Dtd.03.04.2019**

Copy to:

1. The SPIO, O/o the Mission Director, (NHM) Saikia Commercial Complex, G.S. Road, Christian Basti, Guwahati- 781 005 for information and necessary action.
2. The First Appellate Authority/office of the Mission Director, (NHM) Saikia Commercial Complex, G.S. Road, Christian Basti, Guwahati- 781 005 for information.
3. The Appellant, Sri Khogen Konwar, near Micro Wave, Junaki Nagar, PO & Dist.- Golaghat, Pin- 785 621, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam Information Commission