



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

Case No. : KP(M).332/2019
Complainant/ appellant : Smti Mouchumi Das
Respondent : SPIO of the Directorate of Agriculture, Govt. of Assam
Date of hearing : 24.5.2019
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
24.5.2019

1. The appellant Smti. Mouchumi Das, Executive Engineer (Agriculture), Nalbari Division (under suspension) is absent. It was pointed out by the Registry of this Commission that this Commission's notice dated 13.5.2019 was returned undelivered as the door of the premises in the postal address for communication given by the petitioner in her RTI petition was found locked. The public authority, i.e. the Directorate of Agriculture, Govt. of Assam is present as represented by:- (1) Shri Lalit Chandra Das, Joint Director of Agriculture (PP), Directorate of Agriculture, Govt. of Assam, (2) Shri Anal Malla Buzarbaruah, Deputy Director of Agriculture (P&E) & DDO, Directorate of Agriculture, Assam and (3) Shri A. K. Sarma, Executive Engineer (HQ). The second appeal petition dated 26.6.2018 read with corresponding RTI petition dated 10.4.2018 is taken up for consideration ex parte in the absence of the petitioner.

2. The SPIO of the Directorate of Agriculture, Govt. of Assam submitted a written statement dated 22.5.2019, which is entered into the case records. From the WS it appears that the petitioner Smti. Mouchumi Das filed five nos of RTI petition before the same public authority. The first appellate authority, i.e. the Director of Agriculture, Govt. of Assam disposed of all five first appeal petitions dated 21.5.2018 including, the first appeal petition pertaining to the instant second appeal case, by a speaking order. In compliance with the order of the FAA, the Asstt. Agriculture Engineer and SPIO of Executive Engineer (Agri), Mangaldoi Division furnished, vide his letter dated 7.9.2018, point-wise replies to the petitioner Smti. Mouchumi Das in response to her RTI petition dated 10.4.2018. The SPIO enclosed copy of the said letter with his WS. From perusal of the informations furnished it is seen that the reply is substantially responsive to the informations sought for. It is also noted that the petitioner's second appeal petition dated 26.6.2018 is prior to the date of furnishing her sought informations, which was 7.9.2018, vide letter No. EE (Agri)/MD/RTI-1/2018-19 dated 7.9.2018. It is therefore, presumed that the petitioner received the informations. However, the SPIO is directed to furnish the said informations once again to the petitioner by registered post to the address given by her in her RTI petition within 15 days from the date of receipt of this order.

With the above order, the second appeal petition dated 26.6.2018 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).332/2019/

Dated. 24.5.2019

Copy to: 1. The SPIO of the Directorate of Agriculture, Govt. of Assam, Khanapara, Guwahati-22 for information and necessary action.
2. Smti. Mouchumi Das, W/o Lt. Kalyan Kr. Deka, K.K. Deka complex, KRC Road, Kumarpara Pandal, Bharalumukh, Guwahati-09 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book

Registrar i/c
Assam Information Commission