



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

Case No. KP(M)414/ 2018
 Complainant/ Appellant Sri Shyamal Kumar
 Respondent : SPIO of the Court of Munsiff No.2, Kamrup (M).
 Date of hearing 29.05.2019
 Complaint/ Second : Shri H. S. Das, IAS (Retd)
 Appeal heard by Chief Information Commissioner, Assam

O R D E R

29.05.2019

1. The appellant Sri Shyamal Kumar is present. The public authority to be represented by the SPIO of the court of Munsiff No.2, Kamrup Metro District is absent without any information. In the last date of hearing i.e., on 3.5.2019 also, he was absent without any information. The Registry of this Commission reported that notice to the respondent was duly served and received. This Commission, therefore, directs the Munsiff No.2 of Kamrup (M) District to look into the matter and take appropriate action as he deems fit.
2. Coming to the instant second appeal petition dated 27.1.2018 read with the RTI petition dated 19.9.2017, it is seen from the case records that the SPIO of the Court of Munsiff No.2, Kamrup(M) District has not given any response, so far, to the petitioner's RTI petition. This appears to be a violation of the provision of Section 7(1) of the RTI Act, 2005 and therefore liable for initiation of proceedings for penal action under Section 20(1) of the RTI Act, 2005. However, the appellant today made a written submission dated 29.5.2019 stating that he has meanwhile obtained the sought for informations from the concerned court by following the prescribed court procedure through his lawyer. Therefore, he does not want to pursue the instant second appeal case any further.
3. In view of the aforesaid written submission, this Commission does not see any further cause of action to pursue the instant second appeal case and hence, the second appeal petition dated 27.1.2018 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)414/2018

Dated 29.5.2019

- Copy to:
1. The SPIO of the court of Munsiff No.2, Kamrup (M), Guwahati 1 for information. and necessary action.
 2. Sri Shyamal Kumar, Vill. Gotanagar, P.O. Maligaon, Near Gotanagar P.O., Guwahati 33.
 3. Computer Section for uploading in the Website.
 4. Office File.
 5. Order Book.

Registrar i/c
Assam Information Commission