



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

Case No.	DBR 34/2018
Complainant/ Appellant	Sri Bijoy Krishna Mahanta
Respondent	: SPIO of Dibrugarh Development Authority, Dibrugarh.
Date of hearing	11.06.2019
Complaint/ Second	: Shri H. S. Das, IAS (Retd)
Appeal heard by	Chief Information Commissioner, Assam

O R D E R

11.06.2019

1. The petitioner Sri Bijoy Krishna Mahanta is absent without any information. The public authority, i.e., the Dibrugarh Development Authority is present as represented by their APIO and UDA Sri Sanjib Kr. Borgohain. He has submitted a written statement dated 10.6.2019, which is entered into the case records. It has been mentioned in the WS that Parijat Academy Teacher's Education Institute, West Milan Nagar, Dibrugarh has not applied for permission for renovation/alteration to the existing structure of the Institute or for construction of any new structure in their premises. The APIO has also mentioned that he discussed the matter with the appellant Sri Bijoy Krishna Mahanta and requested him to submit a complaint if the Institute makes any new construction, addition or alteration without permission of DDA. The APIO submitted orally that no complaint has been received from Sri Mahanata although he has meanwhile filed 1st and 2nd appeal petitions. The APIO enclosed a copy of Service Plan of the existing structure of the Institute as approved by the DDA. The APIO stated that he gave a copy of the Service Plan to the appellant Sri Mahanta.

2. From the above, it is clear that there does not exist any application for permission for addition/alteration of the existing structure or new construction by the Parijat Academy Teacher's Education Institute, West Milan Nagar, Dibrugarh. Therefore, the DDA does not have any information to be furnished to the petitioner in response to his RTI petition dated 18.7.2018. The APIO, however, mentioned that after receiving the first appeal petition, the petitioner was provided with a copy of approved Service Plan of the existing building of Parijat Academy Teacher's Education Institute.

3. In course of today's hearing, the APIO further submitted by way of additional WS that recently Parijat Academy Teacher's Education Institute has reportedly started new constructions in their existing campus at West Milan Nagar, Dibrugarh, for which the institute did not seek any permission from the Dibrugarh Development Authority. This Commission is of the view that it is for DDA to decide as to how they deal with the unauthorized construction.

4. This Commission does not have any further cause of action so far as the instant second appeal petition dated 12.12.2018 read with RTI petition dated 18.7.2018 is concerned. Hence, the second appeal petition 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/ DBR/2018

Dated 11.06.2019

Copy to:

1. The SPIO of Dibrugarh Development Authority, Dibrugarh for information. and necessary action.
2. Sri Bijay Krishna Mahanta, West Milan Nagar, P' Lane, Dibrugarh.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar i/c
Assam Information Commission