



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION  
JONAKKEE COMPLEX, PANJABARI, GUWAHATI-781037**

Case No : SIC/KP(M).224/2018  
 Complainant/ Appellant : Smti Barasa Malakar  
 Respondent : SPIO of the Gauhati University.  
 Date of hearing : 3.7.2019  
 Complaint/ Second : Shri H.S. Das. IAS (Retd)  
 Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**

3.7.2019

1. The appellant Smti. Barasa Malakar is present accompanied by Sri Pranab Jyoti Sarma to assist her. The public authority, i.e., Gauhati University (GU) is also present as represented by Deputy Registrar and PIO, Dr. Prasanta Barman accompanied by Sri Tridip Kalita attached to the PIO of Gauhati University. The second appeal petition dated 20.3.2018 is taken up for hearing in pursuance of this Commission's earlier order dated 13.5.2019.

2. The Deputy Registrar and PIO of GU has submitted a written statement dated 29.6.2019 stating that the petitioner's RTI petition dated 7.7.2017 was received by him on the same date. However, since the subject matter of the RTI petition related to the Department of Bioengineering and Technology, GUIST, it was transferred to the Director of GUIST on 14.10.2017. The SPIO has also mentioned that he did not receive any first appeal petition dated 14.10.2017. He received only the notice dated 24.4.2019 from this Commission regarding hearing of the second appeal petition and he furnished the sought for informations to the petitioner on 13.5.2019. The petitioner/appellant had verbally submitted that the informations furnished to her meets the requirement of her RTI petition but, she is aggrieved that instead of furnishing the informations within the stipulated period of 30 days from the date of receipt of her RTI petition, it was furnished to her nearly 2 years after filing the RTI petition and that too after intervention of Assam Information Commission. She requested this Commission to take appropriate action against the concerned SPIO for the delay. The appellant also furnished a copy of track consignment which shows that the first appeal petition was delivered to the addressee in Gauhati University on 23.10.2017.

3. In view of the above, the SPIO of Gauhati University is directed to bring all original records, including records of GUIST, relating to receipt of the RTI petition and actions taken thereon by them, on the next date of hearing. Since, it appears from the written statement of SPIO of Gauhati University that the delay occurred in the office of the GUIST, the Director of GUIST or his designated SPIO is also appointed as State

Public Information Officer in exercise of power under section 19(8)(ii) of the RTI Act, 2005.

4. **Fix 24.7.2019 at 1.00 PM for next date of hearing.**

5. **Issue notices to both the parties concerned including the deemed PIO of the Director of GUIST to be present with all relevant original records on the next date of hearing.**

Sd/-

(H. S. Das)

Chief Information Commissioners, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar i/c  
Assam Information Commission

**Memo No. SIC/ KP(M)224/2018**

**Dated. 3.7.2019**

Copy to:

1. The SPIO of the office of the Deputy Registrar, Gauhati University, Gopinath Bordoloi Nagar, Guwahati-14 for information and necessary action.
2. The Director of GUIST, Gauhati University, Guwahati-14, Assam for information and necessary action.
3. The Petitioner, Smti. Barasa Malakar, IG Road, Santipur, P.O- Bharalumukh, Guwahati-9 for information.
4. Computer Section for uploading in the Website.
5. Office File
6. Order Book

Registrar i/c

Assam Information commission