



OFFICE OF THE

ASSAM INFORMATION COMMISSION**JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : SIC/KAN.30 /2019
 Appellant : Sri Tapan Timung
 Respondent : The SPIO, O/o the Secretary, PHE, Karbi
 Anglong Autonomous Council (KAAC) Diphu,
 Dist.- Karbi Anglong, Assam
 Date of hearing : 26.07.2019
 Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
 State Information Commissioner, Assam

O R D E R

26.07.2019

Sri Diponkar Bordoloi, AEE (TC) (PHE), Urban Water Supply Division, Diphu, Sri Babul Talukdar, AEE (PHE)-cum-SPIO, office of the EE, Howraghat PHE Division, Sri Bhargav Jyoti Das, AE-cum-SPIO, office of the EE (PHE) Diphu Rural Division and Sri Sarat Chandra Gogoi, JE (PHE), Hamren Division are present. They submitted Written Statements dated 24.07.2019, 25.07.2019 and 26.07.2019 respectively.

A Written Statement dated 24.07.2019 has been received from the First Appellate Authority-cum-EE (PHE) Howraghat Division.

The Petitioner, Sri Tapan Timung is present.

Heard the parties and perused the Written Statements. The SPIOs of the offices of the Executive Engineers of Urban W.S. Division, Diphu and that of Diphu Rural Division handed over the information with copies of relevant documents during the hearing. The SPIO, office of the EE, PHE, Hamren Division had handed over the information with supporting documents on 09.11.2018. In respect of Howraghat PHE Division the RTI Application had been received only on 20.03.2019 and the Appellant was requested through a letter dated 26.03.2019 to deposit an amount of Rs. 700/- as cost of photocopying. The Appellant did not deposit the amount. After perusing the information received today the Appellant stated that point numbers 2, 5 and 6 required to be clarified by the Diphu Urban W.S. Division. None of the SPIOs have furnished the information relating to the Head of Account-2216 and it was submitted that no work expenditure had been booked under this account. However, this has not been conveyed the Appellant.

The SPIO, office of the Diphu Rural Division submitted that the main reason for the delay in furnishing the information was that no permanent SPIO had been appointed during the period.

In view of the facts brought out above, **the Commission hereby orders as follows-**

- (i) The SPIO, office of the EE, PHE, Diphu Urban W.S. Division shall clarify point numbers 2, 5 and 6 within 10 days of receipt of this order.
- (ii) All the SPIOs shall inform the Appellant as to why no expenditure has been booked to the Head of Account-2216, within 10 days of receipt of this order.
- (iii) Should the Appellant still be interested in the information from the Howraghat PHE Division the cost of photocopying shall be deposited within 10 days of receipt of this order and on receipt of the same the SPIO shall furnish the information within 10 days.
- (iv) The EE, PHE, Diphu Rural W.S. Division shall ensure that an SPIO remains formally designated at any given point of time in his office in accordance with Section 5 (1) of the RTI Act, 2005 for the purpose of furnishing of information to information seekers under the said Act.

With the above direction, 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/KAN.30/2019

Dtd.26.07.2019

Copy to:

1. The SPIO, O/o the Executive Engineer, PHE, Diphu Urban Water Supply Division, Diphu, Dist.- Karbi Anglong, Assam for information and necessary action.
2. The SPIO, O/o the Executive Engineer, PHE, Diphu Rural Water Supply Division, Diphu, Dist.- Karbi Anglong, Assam for information and necessary action.
3. The SPIO, O/o the Executive Engineer, PHE, Hamren Division, Hamren, Dist.- Karbi Anglong, Assam for information and necessary action.
4. The SPIO, O/o the Executive Engineer, PHE, Howraghat Division, Howraghat, Dist.- Karbi Anglong, Assam for information and necessary action.
5. The SPIO, O/o the Secretary, PHE, Karbi Anglong Autonomous Council (KAAC) Diphu, Dist.- Karbi Anglong, Assam for information and necessary action.
6. The First Appellate Authority/The Principal Secretary, Karbi Anglong Autonomous Council (KAAC), Diphu, Assam for information.
7. The Appellant, Sri Tapan Timung, No. 1, Tokhadi, PO- Doyangmukh, PS- Kheroni, Pin- 782 448, Dist.- West Karbi Anglong, Assam for information.
8. Computer Section for uploading in the Website.
9. Office File.


Joint Registrar
Assam Information Commission