



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

Case No : SIC/CCR.95/2018
 Complainant/ Appellant : Sri Abdul Gafur Mazumder
 Respondent : The SPIO, Office of the BDO, Salchapra Dev. Block
 Dist- Cachar, Assam.
 Date of hearing : 3.7.2019
 Complaint/ Second : Nilufer Alam Hazarika, IAS (Retd.)
 Appeal heard by : State Information Commissioner, Assam
 Date of order : 3.7.2019

O R D E R
3.7.2019

The petitioner Sri Abdul Gafur Mazumder is absent.

The Project Director, District Rural Development Agency, Cachar, Silchar has informed the Commission vide letter dated 29.6.2019 that the APO(C) & SPIO had transferred the appeal petition submitted by Sri Abdul Gafur Mazumder (through Sri Sukumar Chowdhury, advocate, Silchar) to the Block Development Officer, Salchapara Development Block for conducting a hearing on 1.6.2017. The petitioner himself was absent on that date. The P.D.DRDA again directed the B.D.O Salchapara to furnish the information to the petitioner within 25 days which was not responded. The then P.D. DRDA again directed the B.D.O Salchapara Development Block to provide the information to the petitioner within 10 days vide letter dated 31.10.2017.

On perusal of records, it is seen that the petitioner while filing his second appeal petition had enclosed several annexures. Relevant annexures are discussed below:-

1. On receipt of notice dated 14.3.2017 from the Advocate of the petitioner, the BDO Salchapara informed that vide letter dated 9.2.2017 he had requested all the GP Secretaries under Salchapara Development Block to provide relevant information of respective Gaon Panchayat directly to the appellant under section 6(3) of the RTI Act, 2005. The appellant was requested to collect the information in respect of MGNREGS from the website www.nregs.nic.in and in respect of IAY www.iay.nic.in. The appellant was also requested to collect other information as sought for by him from the office of the BDO during office hours intimating him well ahead of 3 days before attending the office to collect the information and deposit cost of photo copy.
2. On perusal of the annexure 6 it is seen that the First Appellate Authority that the PD,DRA vide letter dated 9.8.2017 directed the BDO Salchapara Development Block to provide all the information to the petitioner within 25 days from the date of hearing except MGNREGS and IAY as information relating to MGNREGS and IAY are to be collected from the website mentioned above by the petitioner and the petitioner agreed to the decision of the First Appellate Authority, the PDDRA. The necessary cost of photo copies etc. are borne by the petitioner as per RTI Act. With the aforesaid order the first appeal petition was disposed of.

3. The annexure 8 the BDO Salchapara vide letter dated 8.11.2017 sent a report to the Joint Secretary of Panchayat and Rural Development Department, Govt. of Assam with a copy to the Commission, PD,DRDA and the petitioner wherein he mentioned again that the RTI petition was transferred to GP Secretaries and information in respect of MGNREGS and IAY were available in the respective website. Advocate of the petitioner Sri Sukumar Choudhury was intimated vide letter dated 5.4.2017 requesting him to advice client to attend and collect the information from the office of the BDO Salchapara but he did not responded. The direction of the First Appellate Authority dated 9.8.2017 to collect the available information from the website and to inspect all other documents by attending the office of BDO Salchapara, as the documents are voluminous in nature the appellant did not response. The BDO stated he had taken all initiatives to furnish the information to the petitioner.

On perusal of the RTI petition dated 13.12.2019 it is seen that the petitioner had sought for GP & AP level implementation of Scheme of IAY for the period 2013-16, . He also sought for information regarding to MGNREGA Scheme from 2013-2016 of all G.P & A.P level.

The Commission observes that the information sought for by the petitioner involves a huge volume of information relating to several categories of information for several years. Furnishing of complete information by making photo copies will require compilation of information and substantial cost in making photocopies. This will definitely lead to a huge burden on the man power and resources of the concerned public authority.

The Commission therefore, directs the petitioner to inspect the relevant record and document which are not available in the official website, in the office of the BDO Salchapara within 20 days from the date of receipt of this order and complete inspection of documents during office hours. The petitioner will give at least 2 days notice to the public authority for inspection of documents.

The BDO Salchapara Development Block is also directed to allow the petitioner to inspect the documents and record as above and allow him to take notes and photocopy of sought for documents free of cost upto 20 copies and thereafter on payment of Rs.2/- for every additional page of photocopy.

With the above direction the second appeal petition dated 3.8.2018 is disposed of.

Sd/-
(Nilufer Alam Hazarika, IAS (Retd.))
State Information Commissioners, Assam
Panjabari, Guwahati

Authenticated true copy.



Joint Registrar
Assam Information Commission

Memo No. SIC/CCR.95/2018

Dated. 3.7.2019

Copy to:

1. The SPIO, Office of Block Development Officer, Salchapara Development Block, Dist- Cachar, Assam for information and necessary action.
2. The First Appellate Authority, Office of PD, DRDA, Cachar, Silchar, Dist- Cachar, Assam for information and necessary action.
3. The Petitioner, Sri Abdul Gafur Mazumder, S/O- Late Siraj Uddin Mazumder, Vill- Dubag, P.O- Niz- Joyanagar, Dist- Cachar, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File
6. Order Book



Joint Registrar
Assam Information commission