



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

Case No. : SIC/NLB.44 /2019
Appellant : Sri Pulin Deka
Respondent : The SPIO, O/o the Circle Officer, Barkhetri Rev. Circle,
Mukalmua, Dist.- Nalbari, Assam, Pin- 781 126
Date of hearing : 17.03.2020
Second Appeal heard by : Sri Kanak Ch. Sarma, ACS (Retd.)
State Information Commissioner, Assam

O R D E R
17.03.2020

The petitioner, Sri Pulin Deka is present.

The SPIO is absent without step.

The SPIO, office of the Deputy Commissioner, Nalbari has submitted a written statement on 16.03.2020.

The appellant submitted his RTI application dated 20.05.2019 as per the provisions of RTI Act, 2005 to the Circle Officer, Barkhetri Rev. Circle seeking information on five points. The Circle Officer did not provide with any information to the applicant as sought for. Being aggrieved for violation of provisions of the RTI Act, 2005 by that Circle Officer, the appellant preferred First Appeal before the First Appellate Authority and the FAA vide its order dated 03.09.2019 of Appeal Case No.06/2019 directed the Circle Officer to furnish the required information to the appellant immediately. This time also the appellant did not receive any information from the SPIO, and as such preferred Second Appeal before the Commission on 15.10.2019. As per the written statement submitted by the SPIO of DC's office, Nalbari they have received a communication vide letter no. BRC-9/2018/643 dated 13.03.2020 from the SPIO and Circle Officer, Barkhetri whereby the appellant was informed that the information sought for cannot be furnished as the name of mouza/village was not mentioned in his application.

From the RTI application of the appellant dated 20.05.2019, it is observed that the appellant sought certain information regarding measurement of land of certain Patta and Dag but he did not mention the name of village or mouza. Therefore, it is suggested that he may submit applications anew stating the names of mouza and villages and schedule of land if he so desires.

From the records, it is also observed that the Circle Officer, Barkhetri Rev. Circle did not respond to the RTI application in time. Further, he took more than six months time to inform the appellant that the information cannot be provided even after order of the DC, Nalbari and the FAA. He is directed to perform as per provisions of RTI Act, 2005 in future.

The Second Appeal is hereby disposed of.

Sd/-

Kanak Ch. Sarma, ACS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam Information Commission

Memo No. SIC/NLB.44 /2019

Dtd.17.03.2020

Copy to:

1. The SPIO, O/o the Circle Officer, Barkhetri Rev. Circle, Mukalmua, Dist.- Nalbari, Assam, Pin- 781 126 for information and necessary action.
2. The First Appellate Authority/office of the Deputy Commissioner, Nalbari, Dist.- Nalbari, Assam, Pin- 781 335 for information.
3. The Appellant, Sri Pulin Deka, S/o- Lt. Manu Ram Deka, Vill & PO- Bartola, PS- Mukalmua, Dist.- Nalbari, Assam, Pin- 781 138 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission