



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

Case No. : SIC/KP(M).26/2020
Complainant/ appellant : Sri Bhupati Kalita.
Respondent : SPIO of the Office of the Guwahati Metropolitan Dev. Authority.
Date of hearing : 29.10.2020
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R

29.10.2020

1. The petitioner Sri Bhupati Kalita is absent. The petitioner vide his RTI petition dated 31.10.2019 sought information from SPIO of GMDA on some building permission plan etc of Sri Prafulla Dutta.
2. The public authority i.e. the SPIO of the Guwahati Metropolitan Dev. Authority (GMDA) Sri Hitesh Sarma Medhi is present. His unauthorized companion, the Storekeeper of GMDA was not allowed to attend the hearing.
3. The SPIO Sri Hitesh Sarma Medhi submitted a written statement wherein he has mentioned that Sri Pohar Das, Storekeeper has kept the file pending in store from 9.12.2019 till 22.10.2020 and that is the reason why the information was not furnished and the RTI petition was not disposed off. He further declared Sri Pohar Das as deemed PIO and made him to appear at the hearing which is against the normal provision of RTI Act. The person who just kept the file in storage cannot be made deemed PIO.
4. The contention of the SPIO of GMDA is irrelevant and uncalled for as the Commission is not concerned with the departmental discipline of the Office of the GMDA. The SPIO should have approached the Departmental Head for taking necessary action against the concerned Storekeeper for dereliction of his duties.
5. Coming to the question of the RTI petition dated 31.10.2019, the Commission directs the SPIO to dispose the RTI petition within 15 days with intimation to the Registry of this Commission.
6. With the above direction, the second appeal petition dated 20.1.2020 is disposed off.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Registrar i/c
Assam Information Commission
Memo No. SIC/ KP(M)26/2020

Dtd. 29.10.2020

Copy to:

1. Sri Umananda Dolay, IAS, Chief Executive Officer & First Appellate Authority of Guwahati Metropolitan Dev. Authority, Bhangagarh, Guwahati-05 for information.
2. Sri Hitesh Sarma Medhi, SPIO of the Office of the Guwahati Metropolitan Dev. Authority, Bhangagarh, Guwahati-05 for information and necessary action.
3. The Appellant, Sri Bhupati Kalita, Hatigaon Sewali Path, Suruj Upapath, H/No-16, Dist-Kamrup (M) for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Registrar i/c
Assam Information Commission