

**OFFICE OF THE
ASSAM INFORMATION COMMISSION****JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : SIC/ KP(M)307/2020
Complainant/ Appellant : Sri Harinarayan Pathak
Respondent : SPIO of Office of Assam Industrial Infrastructure
Development Corporation, Industrial Estate,
Bamunimaidam, Guwahati-21
Date of Hearing : 8-12-2020
Complaint/ Second : Dr. A.P.Rout, IPS(Retd)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
8-12-2020

1. The petitioner Sri Harinarayan Pathak is absent without any intimation. The petitioner vide his RTI petition dated 26.5.2020 U/S 16(1) of the RTI Act 2005 has sought following information:
 - (a) Copy of the Public Document, vide letter no. AIIDC/104/99-2000/410 dated 19.03.2012, together with enclosure(if any).
 - (b) File notings with Public Documents as relevant to the File notings, leading to the Public Documents as referred to Query No.1 above.
 - (c) Date of issue of the Public Document as referred to at the Query No.1 above, in documentary proof from the abstracts of the ISSUE REGISTER, Proof of delivery and mode of delivery.
 - (d) Action taken report as received by the authority of AIIDC in respect of the Public Document as referred to at the Query No. 1 above, in documentary proof including Office file notings.
2. In pursuance to RTI petition, the SPIO has asked the petitioner to deposit an amount of Rs 640/- being the cost of photocopy vide letter dated 3rd June, 2020.
3. In response to above, the petitioner wrote a letter on 15.6.2020 about excessive and unreasonable cost and then he wrote to MD and First Appellate Authority on 13.7.2020. After that he moved 2nd appeal before the Commission on 5.10.2020.
4. The Public Authority is represented by Sri Ritumoni Pachani, SPIO & GM, AIIDC, Guwahati. The SPIO has submitted a written statement dated 7.12.2020 which is taken into records. In the written statement the SPIO mentioned that petitioner has not deposited cost of photocopies till date. At the 1st Appellate Authority level, the petitioner was asked and also communicated through speed post to deposit the cost of photocopies but till date no information is received from the petitioner.
5. The Commission therefore feels that the appellant is not prepared to deposit the cost of photocopies for information he is seeking and instead of depositing the cost and obtaining the information both at SPIO level and at 1st Appellate Authority level, he is preferring the 2nd appeal before the Commission and thereby wasting the time of the Commission. In the process the appellant is unnecessarily making the SPIO and other Government Officers appear before the Commission at the cost of remaining present at their offices and performing their assigned duties.

6. Hence, the appeal petition is disposed off and the Commission advises the appellant not to misuse the RTI Act and as the Act expects equal responsibility on the part of the petitioner as well.
7. In light of the above, the instant 2nd appeal petition dated 5.10.2020 is disposed off.

Sd/-
Dr. A.P.Rout

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/KP(M) 307/2020

Dated: 8-12-2020

Copy to:

1. SPIO of the SPIO of Office of Assam Industrial Infrastructure Development Corporation, Industrial Estate, Bamunimaidam, Guwahati-21
2. The petitioner Sri Harinarayan Pathak, Padumpukhuri Uzanbazar Ghy-01 for information.
3. Computer section for uploading in the website
4. Office File
5. Order Book

Secretary & Registrar
Assam Information Commission