



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

Case No. : SIC/Biswanath.3/2021
Complainant/ appellant : Sri Ajay Ashwiyana.
Respondent : SPIO of the Circle Officer, Biswanath Revenue Circle
Date of hearing : 12.04.2021
Complaint/ Second : Dr. A.P. Rout.
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R

12.04.2021

1. The petitioner Sri Ajay Ashwiyana is present. The public authority i.e. the SPIO of the Office of the Circle Officer, Biswanath Revenue Circle Sri Debananda Nath, CO (A) is also present. He has submitted a written statement dated 07.04.2021 which is taken into records.
2. On perusal of the case records, it is seen that the petitioner filed RTI petition dated 3.6.2020 before SPIO of the Office of the Deputy Commissioner, Biswanath. Subsequently the PIO of the Office of the Deputy Commissioner, Biswanath transferred the RTI petition to the Circle Officer, Biswanath Revenue Circle vide letter No. BNP.92/2019/PT-V/71 dated 11.06.2020.
3. Reportedly on non furnishing of the information the petitioner filed first appeal petition dated 31.07.2020. The First Appellate Authority vide letter No. BNP.93/2019/336 dated 13.8.2020 issued notices to the SPIO of the Circle Officer, Biswanath Revenue Circle and the Appellant Sri Ajay Ashwiyana for first appeal hearing.
4. However, the Circle Officer, Biswanath Revenue Circle has been furnished the information to the petitioner vide letter No. BNRC.13/2017/RTI/401 dated 08.09.2020.
5. On receipt of the information the petitioner submitted a written petition dated 01.10.2020 stating that the information is incomplete and the same application was forwarded by the Deputy Commissioner, Biswanath to the Circle Officer, Biswanath Revenue Circle for taking necessary action. In the mean time the appellant filed second appeal petition dated 11.1.2021 before the Commission and accordingly the date of hearing was fixed today.
6. The appellant while reading out the RTI questions and also the reply of the Circle Officer pointed out that the Dag No and Patta No in connection with point No. 7 of the RTI petition is not given to him and for that reason he considered it to be incomplete information. The SPIO is directed to furnish the information.
7. The SPIO of the Circle Officer Sri Debanada Nath mentioned that the full information is provided to the petitioner. However, the Commission is not agreeable to the reply of the Circle Officer vide point No. 6 as no cost of photocopy can be charged by the SPIO after 30 days from the receipt of the RTI petition. Therefore, the Commission directs the Circle Officer to furnish some relevant information to the petitioner free of cost.
8. With the above direction, the second appeal petition dated 11.1.2021 is disposed off.

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ Biswanath.3/2021

Dated 12.4.2021

Copy to:

1. Sri Debananda Nath, SPIO & Circle Officer (A) of Biswanath Revenue Circle, Biswanath Chariali, PIN-784176 for information and necessary action.
2. The First Appellate Authority of the Office of the Deputy Commissioner, Biswanath, Biswanath Chariali PIN-784176 for information.
3. Sri Ajay Ashwiyana, Vill- Kumaliya Centre, PO- Panibharat, Dist- Biswanath, PIN-784176 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Joint Registrar i/c
Assam Information Commission