

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)272/2021
Complainant/ Appellant : Sri Harinarayan Pathak
Respondent : SPIO of the Industries & Commerce Department,
Dispur, Guwahati 6
Date of Hearing : 6/10/2021
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
6/10/2021

1. The petitioner Sri Harinarayan Pathak is present. The petitioner has filed his RTI application seeking some information before the SPIO of Chief Secretary's Office, Govt. of Assam on 19.11.2020.
2. The office of the Chief Secretary, Assam then forwarded the letter to the Commissioner & Secretary to the Govt. of Assam & SPIO, Industries & Commerce Department on 23.11.2020 to take necessary action against the RTI application.
3. As per Section 7 of the RTI Act, 2005 if the information is not received within 30 days, the petitioner is supposed to file 1st Appeal petition before the 1st Appellate Authority. However, in this instant case, the petitioner has not conformed to the provision laid down in the RTI Act, 2005.
4. The RTI petitioner sent remainder after almost four months to the Under Secretary to the Commerce Department and then after three months he filed 1st appeal petition before the 1st Appellate Authority in the Department of Industries & Commerce, Dispur on 8.7.2021 and then he filed 2nd appeal before the Commission on 14.8.2021 and accordingly the hearing was taken today.
5. The Commission wants to highlight the role of the RTI petitioner in not following the provision of the RTI Act.
6. The Public Authority is represented by Sri T.R.Talukdar, U/Secretary & SPIO, Industries and Commerce Department, Dispur.
7. The SPIO of Industries, Commerce and Public Enterprise Department, Janata Bhawan, Dispur has submitted a written statement dated 4.10.2021 which is taken into records. In the written statement it is mentioned that the file is not traceable as the information related to year 2003.
8. The Commission accepts the written statement and disposes the case.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Copy to:

1. The SPIO of the Industries & Commerce Department, Janata Bhawan, Block C, 2nd Floor, Dispur, Guwahati for information.
2. The petitioner Sri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Secretary & Registrar
Assam Information Commission