



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

**JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : SIC/KP(M).81/2021  
Appellant : Sri Harinarayan Pathak  
Respondent : The SPIO, o/o the Assam Industrial Infrastructure Dev.  
Corporation  
Date of hearing : 16.09.2021  
Second Appeal heard by : Sri Kanak Ch. Sarma  
State Information Commissioner, Assam

**O R D E R**

16.09.2021

The appellant Shri Harinarayan Pathak is present.

Shri Ritumoni Pachani, General Manager & SPIO, Assam Industrial Infrastructure Dev. Corporation is present.

Seen the written statement submitted by the SPIO vide letter no. AIIDC/3083/2020/2134 dated 09.09.2021. It is submitted that the RTI application no. 1556 dated 01.12.2020 of Shri Pathak was received by the SPIO of AIIDC in the same date. The petitioner was informed that Bill no. 2097 dated 20.02.2001 for rent of an open space in favour of M/s Pathak Chemical Industries Estate, Bamunimaidamis is untraceable. The SPIO submits that the office of the AIIDC is run without assistant for which there is no custodian of records. So, the appellant was informed that the sought for informations could not be traced out.

Perused the case record. The appellant filed one petition no. 1556 dated 01.12.2020 before the SPIO of AIIDC seeking certain informations. The SPIO replied the petitioner vide letter no. AIIDC/RTI/3083/2020/1278(A) dated 21.12.2020 that the sought for informations are not traceable. Being aggrieved for the non-receipt of informations, the petitioner filed 1<sup>st</sup> appeal petition dated 25.01.2021 and the 1<sup>st</sup> appellate authority arranged hearing for the 1<sup>st</sup> appeal and passed an order on 05.03.2021 deciding that since the sought for informations are more than 20 years old, it could not be traced out. Being aggrieved again, the petitioner filed 2<sup>nd</sup> appeal before the Commission on 15.03.2021.

Seen the written statement and oral submission of the SPIO of AIIDC. The records of AIIDC are maintained by the concerned officer and there is no office assistant in the office as custodian of records. The officers of the Corporation got retired on superannuation from time to time and it is hard for the new incumbent to trace out records which was maintained 20 years back and as a result of such, the sought for informations of the appellant Shri Pathak could not be furnished. The Commission felt that the public authority i.e. Managing Director, AIIDC has not maintained records as per Assam Public Records Act, 2002. He is directed to

maintain records by designating one record officer from now onwards and also to preserve old records. He is also suggested to take up the matter with the Administrative Department seeking necessary assistance including engagement of office assistant etc. for proper maintenance of records. Considering the present condition of record keeping of the Corporation it is felt that informations/office records of 20 years or more is really hard to trace out.

**The SPIO of AIIDC is directed to make a thorough search for the records of the said sought for informations once more and to provide it to the appellant if found and also to inform him (the appellant) if the said could not be located.**

**With the above directions, the 2<sup>nd</sup> appeal dated 15.03.2021 is disposed of.**

Sd/-

(Kanak Ch. Sarma)

State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy

Sd/-

Secretary & Registrar

Assam Information Commission

**Memo No. SIC/KP(M).81/2021**

**Dtd.16.09.2021**

Copy to:

1. The SPIO, o/o the Assam Industrial Infrastructure Dev. Corporation, Industrial Estate, Bamunimaidam, Guwahati- 781 021 for information and necessary action.
2. The First Appellate Authority/office of the Assam Industrial Infrastructure Dev. Corporation, Industrial Estate, Bamunimaidam, Guwahati- 781 021 for information.
3. The appellant, Shri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati- 781 001 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.



Secretary & Registrar  
Assam Information Commission