



**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).325/2021
Appellant : Sri Harinarayan Pathak
Respondent : The SPIO, o/o the Managing Director, Assam Industrial
Infrastructure Dev. Corporation
Date of hearing : 02.02.2022
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R
02.02.2022

The appellant Sri Harinarayan Pathak is present.

Sri Ritumoni Pachani, General Manager (Civil) and SPIO, AIIDC is present and submits written statement vide letter no. AIIDC/3082/2020/2667 dated 01.02.2022. It is submitted that on receipt of the cost of photocopying, the informations as available has been provided to the appellant vide letter no. AIIDC/3082/2020/2648 dated 27.01.2022.

Perused the case record. The appellant submitted one application dated 26.11.2020 under the RTI Act, 2005 before the SPIO of AIIDC seeking certain informations. The SPIO of AIIDC informed the appellant to deposit an amount of Rs. 80/- being the cost of photocopying of the informations. Accordingly, the appellant deposited the said amount but the SPIO did not furnish the informations even after receipt of the cost of photocopying from the appellant. Thereafter, the appellant submitted 1st appeal petition dated 25.01.2021 before the 1st appellate authority of AIIDC. No action was initiated by the FAA. Therefore, the appellant preferred 2nd appeal dated 16.10.2021 before the Commission. It is observed that the informations had been furnished by the SPIO of AIIDC only after filing of the 2nd appeal before the Commission.

It is also observed that the SPIO of AIIDC is silent as to why informations could not be furnished even after receipt of the cost of photocopying from the appellant and it took him around seven months to furnish the desired informations from the date of receipt of the photocopying cost and this may be considered as negligence of the SPIO. **Therefore, he is cautioned to be very particular in furnishing informations against any RTI petitions in future and any negligence will invite penalty under section 20(1) of the RTI Act, 2005.**

With the above directions, the 2nd appeal dated 16.10.2021 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).325/ 2021

Dtd.02.02.2022

Copy to:

1. The SPIO, o/o the Managing Director, Assam Industrial Infrastructure Dev. Corporation, Bamunimaidam, Guwahati- 21 for information and necessary action.
2. The First Appellate Authority/office of the Commissioner of Industries & Commerce, Bamunimaidam, Guwahati- 21 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