



OFFICE OF THE

**ASSAM INFORMATION COMMISSION****JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : SIC/KP(M).327/2021  
 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/3113/2021/2666 dated 01.02.2022. It is submitted that on receipt of the fee, being the cost of photocopying, the sought for informations as available has been provided to the appellant vide letter no. AIIDC/3113/2021/2263 dated 21.10.2021.

Perused the case record. The appellant submitted one application dated 01.02.2021 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. 38/- being the cost of photocopying of the informations. Accordingly, the appellant deposited the said amount on 26.02.2021 but the SPIO did not furnish the informations even after receipt of the cost of photocopying from the appellant. Thereafter, the appellant submitted 1<sup>st</sup> appeal petition dated 22.06.2021 before the 1<sup>st</sup> appellate authority of AIIDC. No action was initiated by the FAA. Therefore, the appellant preferred 2<sup>nd</sup> 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 2<sup>nd</sup> appeal before the Commission.

The appellant submits orally that he has a copy of letter no. CI.383/97/179 dated 01.04.2015 which the SPIO informed him to be not available but the fact is that the given letter cited in the original RTI petition dated 01.02.2021 was CI.383/97/179 dated 08.04.2015 where the issue date was wrongly written as 01.04.2015 instead of 08.04.2015 for which the SPIO may have informed him that the same is not available with him. **The SPIO of AIIDC is directed to furnish a copy of the letter no. CI.383/97/179 dated 08.04.2015 issued by the Deputy Secretary to the Government of Assam, Industries & Commerce Deptt.**

**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.

With the above directions, the 2<sup>nd</sup> 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).327/ 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. He is directed to furnish a copy of the letter no. CI.383/97/179 dated 08.04.2015 issued by the Deputy Secretary to the Government of Assam, Industries & Commerce Deptt.
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