

Case No. : SIC/HJI.9/2021
Complainant/ Appellant : Shri Subash Ch. Bodh.
Respondent : The SPIO, O/o the Executive Officer, Dabaka
Municipal Board, Dabaka, Hojai, Assam.
Date of Hearing : 21-09-2021
Complaint/ Second
Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
21-09-2021

1. The appellant Shri Subash Ch. Bodh is absent without any intimation.
2. The SPIO, O/o the Executive Officer, Dabaka Municipal Board, Distt. Hojai, is absent. But the Commission has received a written statement from the Executive Officer, Dabaka Municipal Board reference No. DMB.122/2021/ dated 27.04.2021, in which it has been clearly stated that the appellant has been requested twice to pay the photocopying charges and collect the required information.
3. From perusal of records, it is seen that while the appellant had submitted his RTI application on 10.08.2020, the Executive Officer, Dabaka Municipal Board, had failed to respond to his application within the stipulated period and had requested him to deposit cost of photocopying charges more than 1 (one) month after expiry of the stipulated date line. The Act provides for furnishing information free of cost after expiry of 30 days from the date of submission of the RTI application. In the instant case, the stipulated period had clearly expired, and the appellant is entitled to get the information free of cost. But, the Act also suggests that while providing information, it should not disproportionately divert resources of the Public Authority.
4. **In view of the above, the SPIO, O/o the Dabaka Municipal Board is requested to provide the first 100 pages of the informations free of cost to the appellant and charge photocopying expense for the remaining pages according to the rules within 15 (fifteen) days from the date of receipt of this order.**
5. With the above order, this 2nd Appeal is hereby disposed of.

Sd/-
(Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/HJI.9/2021

Dated: 21-09-2021

Copy to:

1. The SPIO, O/o the Executive Officer, Dabaka Municipal Board, Dabaka, Hojai, Assam, for information and necessary action.
2. The First Appellate Authority/ Deputy Commissioner, Hojai, Assam, for information.
3. The petitioner, Shri Suubash Ch Bodh, S/o. Lt. Piyari Mohan Bodh, Doboka Town, W/No. 2, P.O. & P.S. Doboka, Distt. Hojai, Assam, PIN Code 782440, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.



Secretary & Registrar
Assam Information Commission.