

Case No. : SIC/BNG.3/2021
Complainant/ Appellant : Shri Diljit Adhikary.
Respondent : The SPIO, O/o the Revenue & Disaster Management Deptt., Settlement Branch, Dispur, Guwahati, Assam, PIN Code-781006.
Date of Hearing : 20-09-2021
Complaint/ Second Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
20-09-2021

1. The appellant Shri Diljit Ahikary is present.
2. Shri Ananda Das, SPIO and Joint Secretary, Revenue and Disaster Management Department, Government of Assam, Dispur, is present. He has also submitted a written statement No. RDM-15032/21/2019-LS-REV. ECF-97303.
3. From perusal of records it is seen that the appellant Shri Diljit Adhikary had submitted an RTI application to the SPIO and Joint Secretary, O/o the Revenue and Disaster Management Department, Government of Assam, Dispur, on 23.09.2020, seeking some information related to letter ECF No. 97303/2019/56 dated 26.08.2020. On apparently not getting any response, he submitted a 1st Appeal on 05.11.2020, and a 2nd Appeal before this Commission on 28.12.2020.
4. The SPIO & Joint Secretary to the Govt. of Assam, Revenue & Disaster Management Department, in his written statement mentioned that the information sought cannot be shared because it relates to an enquiry matter and hence is exempted under Section 8 (h) of the RTI Act, 2005, and that the appellant Shri Diljit Adhikary had been already informed accordingly vide the Department's letter No. ECF 97303/2019/65 dated 22.01.2021, a copy of which has been submitted as Annexure. The SPIO also stated that the same appellant Shri Diljit Adhikary had earlier too submitted an RTI application on a similar matter and the information has been provided to him vide letter No. ECF No. 97303/2019/56 dated 26.08.2021 a copy of which has been submitted as Annexure.
5. The Commission is convinced by the contention of the SPIO that the information sought is exempt under Section 8 (h) of the RTI Act, 2005.
6. 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/BNG.3/2021

Dated: 20-09-2021

Copy to:

1. The SPIO, O/o the Revenue & Disaster Management Deptt., Settlement Branch, Dispur, Guwahati, Assam, PIN Code-781006, for information.
2. First Appellate Authority/ The Revenue & Disaster Management Deptt., Settlement Branch, Dispur, Guwahati, Assam, PIN Code-781006, for information.
3. The petitioner, Shri Diljit Adhikary, Ward No.3, Abhayapuri, Distt. Bongaigaon, Assam, PIN Code-783384, Assam, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.



Secretary & Registrar
Assam Information Commission.