

Case No. : SIC/KP(M)82/2021
Complainant/ Appellant : Shri Utpal Das.
Respondent : The SPIO, O/o the Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, P.O. CR Building, Near Tea Centre, Dibrugarh, PIN Code 786003.
Date of Hearing : 22-04-2021
Complaint/ Second Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
22-04-2021

1. The appellant Shri Utpal Das is present.
2. The SPIO, O/o the Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, P.O. CR Building, Near Tea Centre, Dibrugarh, is absent. But the Principal of the said college has authorized one Shri Shyamal Sundar Goswami, to represent him in the present case. Accordingly Shri Shyamal Sundar Goswami has appeared carrying an authorization letter No. NLBCC/ADM/2021-60 dated 20.04.2021.
3. From perusal of records it is seen that while the appellant Shri Utpal Das had submitted an RTI application to the SPIO, O/o the Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, Dibrugarh, on 03.09.2020, he received information only on 09.11.2020, vide letter No. NLBCC/ADM/2020-150, that too only after submitting an Appeal before the FAA of the College on 13.10.2020. Subsequently the appellant Shri Utpal Das wrote to the SPIO of the said College on 16.12.2020, requesting for fixing a date for inspection of the documents for which he wanted some information, as was mentioned in the reply to his RTI application by the said College on 18.01.2021 vide letter No. NLBCC/ADM/2021. It is worth putting on record that the SPIO/Principal of the said College also requested the appellant Shri Utpal Das to deposit Rs 10,000 (Ten thousand) only to arrange a separate staff to assist him to search the required document of the College. The RTI Act does not provide for depositing any amount for arranging a separate staff as mentioned by the Principal/PIO in his letter dated 18.01.2021, for an RTI applicant to search the required documents from the Public Authority. **Rather the RTI Act, 2005, specifically provides for inspection of documents by the RTI applicant. As such, the SPIO/ Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, Dibrugarh, is hereby directed to fix a date within 21 (twenty one) days from the receipt of this order and invite the appellant Shri Utpal Das to inspect the documents related to query No. (iii) of his RTI application i.e. proceedings of all Governing Body meetings of the College since its inception till date and facilitate the appellant Shri Utpal Das to select the relevant pages of documents which shall be provided to him by the SPIO/Principal of the said College immediately thereafter. In case the documents selected by the appellant are voluminous in nature, then the SPIO/Principal of the said College shall provide the appellant the first 100 (hundred) pages free of cost and provide the remaining pages by realizing photocopying charges @ Rs. 2 (two) only per page immediately after the appellant selects the relevant pages.**

4. On perusal of records including the reply given to the appellant Shri Utpal Das by the Principal/SPIO of the said College, it is seen that some of the informations had remained incomplete. The SPIO/Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, Dibrugarh, is hereby directed to provide complete information to the appellant against his query No. (i) and query No. (ii) i.e. Utilization Certificate related to query No. (i) and complete address of 3 (three) persons at serial No. 9, 10 and 11 in the reply to query No. (ii).
5. The SPIO/Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, Dibrugarh, is also directed to submit an Action Taken Report on this order to the Commission within 15 (fifteen) days of forwarding the informations to the appellant.
6. The appellant is also directed to inform the Commission accordingly.
7. 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/KP(M)82/2021

Dated: 22-04-2021

Copy to:

1. The SPIO, O/o the Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, P.O. CR Building, Near Tea Centre, Dibrugarh, PIN Code 786003, for information and necessary action.
2. The First Appellate Authority/ O/o the Principal, Nandalal Borgohain City College, Natun Nirmali Gaon, P.O. CR Building, Near Tea Centre, Dibrugarh, PIN Code 786003, for information.
3. The petitioner, Shri Utpal Das, Chatribari, H.No 57, ABG Park Prime Building, Old Fire Brigade Lane , Guwahati, PIN Code 781008 Assam, for information and necessary action.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.



Secretary & Registrar
Assam Information Commission.