

**Case No.** : SIC/DHR.60/2021  
**Complainant/ Appellant** : Shri Biswanath Kundu.  
**Respondent** : (i) The SPIO/Asst. Gen Manager, 132 KV EHV Grid Sub-Station, AEGCL, Kahilipara, Guwahati, Assam.  
(ii) The SPIO/Chief Gen Manager, SLDC, AEGCL, Kahilipara, Guwahati.  
**Date of Hearing** : 02-03-2022  
**Complaint/ Second Appeal heard by** : Shri Samudra G. Kashyap.  
State Information Commissioner, Assam

**O R D E R**  
**02-03-2022**

1. The complainant Shri Biswanath Kundu is absent. But he has sent a letter to the Commission by e-mail received on 02.03..2022 in which he has expressed his inability to attend the hearing in person due to distance and pandemic situation etc. He has also requested for virtual hearing, and if physical appearance is required, he has requested for another date of hearing.
2. Shri Ashwini Kumar Gogoi, SPIO and Assistant General Manager, AEGCL, Guwahati, is present. He is assisted by Shri Swarupa Nanda Das, Junior Manager, AEGCL, and Shri Bikash Sen Deka, Advocate, on behalf of Chief General Manager, SLDC, AEGCL. Shri Bikash Sen Deka has also submitted a vakalatnama for appearing in the matter.
3. From perusal of records it is seen that the complainant Shri Biswanath Kundu had submitted one RTI application to the SPIO, O/o the Chief General Manager, SLDC, AEGCL, Kahilipara, Guwahati, on 26.07.2021 seeking 2 (two) specific informations related to one Shri Shyamal Kundu, who, according to him is currently posted at AEGCL, Kahilipara, Guwahati. The 2 (two) specific questions are (i) quota or category under which Shri Shyamal Kundu was selected, (ii) all pages of Shri Shyamal Kundu's service book.
4. During today's hearing, which was held despite Shri Biswanath Kundu's absence in view of the informations sought, which are simple, the SPIO Shri Ashwini Kumar Gogoi verbally stated that (i) the said Shri Shyamal Kundu was selected under General category, and that (ii) the service book of another person, being third party and held in confidence by the Public Authority, cannot be shared. The SPIO had on 18.08.2021 sent a reply to the appellant stating that the informations sought were personal informations of an employee and is exempted under Section 8(1)(j) of the RTI Act, 2005 and hence was rejected. This decision of the SPIO is upheld
5. Since during today's hearing the SPIO, Shri Ashwini Kumar Gogoi had verbally stated that the said Shri Shyamal Kundu was selected under General category, there should be no bar in sharing that information with the complainant Shri Biswanath Kundu regarding query No (i).
6. During today's hearing the SPIO, Shri Ashwini Kumar Gogoi however pointed out that the said Shri Shyamal Kundu has been transferred and is currently posted at AEGCL, Dhaligaon, Distt. Chirang and is placed under AGM, AEGCL, Dhaligaon and that the Service Book and other record of Shri Shyamal Kundu have been also transferred to the AGM, Dhaligaon.

7. In view of the above the SPIO, AEGCL, Guwahati, is directed to obtain the information related to the 1<sup>st</sup> query (i) of Shri Biswanath Kundu's RTI application dated 26.07.2021 and related to the category under which Shri Shyamal Kundu was selected and provide the sought for information to the complainant Shri Biswanath Kundu within 21 (twenty-one) days from the receipt of this order, free of cost.
8. With the above order, this 2<sup>nd</sup> 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/DHR.60/2021**

**Dated: 02-03-2022**

Copy to:

1. The SPIO/Asst. Gen Manager, 132 KV EHV Grid Sub-Station, AEGCL, Kahilipara, Guwahati, PIN 781019, Assam, for information and necessary action.
2. The SPIO/Chief Gen Manager, SLDC, AEGCL, Kahilipara, Guwahati, Pin Code 781019, for information and necessary action.
3. The petitioner, Shri Biswanath kundu, S/o. Lt. Mohanta Kundu, Pound Road, W/No. 4, Dhubri, Dist. Dhubri, Assam, PIN Code 783301, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.

  
Secretary & Registrar  
Assam Information Commission.