

Case No. : SIC/KAN.36/2020
Complainant/ Appellant : Shri Gulson Bey
Respondent : The SPIO, O/o the Asstt. Revenue Officer/Astt. Settlement Officer, Diphu, Distt. Karbi Anglong, PIN Code-782460, Assam
Date of Hearing : 05-03-2021
Complaint/ Second Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
05-03-2021

1. The appellant Shri Gulson Bey is absent without any intimation.
2. The Public Authority is represented by Shri Nilutpal Ronghang, Asstt. Revenue Officer and FAA, Diphu, Karbi Anglong and Shri Bijoy Kro, SPIO of the said Office.
3. From perusal of records it is seen that the appellant Shri Gulson Bey had submitted an RTI application to the SPIO, O/o the Asstt. Revenue Officer/Astt. Settlement Officer, Diphu, Karbi Anglong, on 19.08.2019, seeking 7 (seven) informations related to survey of disbursement of land and other compensation against acquisition of land for 4-laning of the Dimapur bypass in Karbi Anglong District. While he received no response to his RTI application, the appellant Shri Gulson Bey submitted an Appeal before the Principal Secretary, KAAC. Diphu, on 25.09.2019 and then a 2nd Appeal in this Commission on 31.01.2019. Accordingly the Commission fixed 07.01.2021, as date of hearing on the 2nd Appeal. While the appellant Shri Gulson Bey remained absent, he however informed the Commission on 07.01.2021 that he had not received any information till that date. The SPIO had remained absent in the hearing held on 07.01.2021, without any intimation. Moreover, the Post Office has returned to the Commission its letter No. SIC/KAN.36/2020/8-A dated 15.12.2020 sent by speed post to the SPIO, O/o the Asstt. Revenue Officer/ Asstt. Settlement Officer, Diphu, Karbi Anglong, PIN-782460, with a note saying "Refused by the both addressee R.T.S." signed by illegible, dated 29.12.2020.
4. In today's hearing, the SPIO, Shri Bijoy Kro stated that his office had replied to the RTI petition of Shri Gulson Bey on 02.09.2019. He also submitted photocopy of the reply No. KAAC/ARO/DPU/RTI/2020-21/4029 dated 04.03.2021. On examination of this letter it was seen that it was in reference to another RTI petition of Shri Gulson Bey dated 02.09.2019, and not in reference to the RTI petition dated 19.08.2019, on the basis of which this Appeal was registered. On further queries, the SPIO Shri Bijoy Kro said he was not aware of the receipt of the RTI petition of Shri Gulson Bey dated 19.08.2019. It has been already mentioned that the post office had returned the Commission's letter dated 15.12.2020, which was sent to the SPIO, in which a copy of the RTI petition dated 19.08.2019, was enclosed. When enquired, the SPIO said he was not aware of why the post office had returned to the Commission the letter dated 15.12.2020.

5. The above mentioned letter along with the cover is handed over to the SPIO during today's hearing. The SPIO is directed to respond to the RTI petition of Shri Gulson Bey as provided by the Commission today and provide the information sought for within 15 (fifteen) days from the receipt of this order. The SPIO as also directed to inform the Commission about the action taken on this order at the earliest.
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/KAN.36/2020/17-A

Dated: 05-03-2021

Copy to:

1. The SPIO, O/o the Asstt. Revenue Officer/Astt. Settlement Officer, Diphu, Distt. Karbi Anglong, PIN Code-782460, Assam for information and necessary action.
2. The First Appellate Authority/ The Principal Secretary, KAAC: Secretariat, Diphu, Distt. Karbi Anglong, PIN Code-782460, Assam for information.
3. The petitioner, Shri Gulson Bey, Autonomous State Demand Committee (ASDC) Central Committee Office, Near Diphu Municipal Board Office, Diphu, Distt. Karbi Anglong, Assam, PIN Code-782460 for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission.