



RIGHT TO
INFORMATION



OFFICE OF THE

ASSAM INFORMATION COMMISSION

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/ NGN.237/2017
Appellant : Mr. Saptarshee Bordoloi
Respondent : The SPIO, Office of the Deputy Commissioner, Nagaon, Dist.
Nagaon, Pin – 782001.
Date of hearing : 03-07-2018
Second Appeal heard by : Nilufer Alam Hazarika, IAS(Retd.)
State Information Commissioner, Assam

ORDER
03-07-2018

The petitioner Mr. Saptarshee Bordoloi has authorized his mother Smti Bharati Baruah to represent his case. She is assisted by Sri Dibyajyoti Barua, Advocate. The public authority is represented by Smt. Sushama Hazarika, Addl. Deputy Commissioner and SPIO, Nagaon and Sri Satyajit Chetia, Addl. Deputy Commissioner (Rev.), Nagaon.

The Addl. Deputy Commissioner & PIO, Deputy Commissioner's Office, Nagaon has informed the Commission vide letter dt. 21-5-2018 that the petition was sent to the Revenue Branch and the Revenue Branch vide letter dt. 18-5-2018 had furnished the information to the petitioner with intimation to the Commission.

The A.D.C. (Rev.) has submitted a reply to the show cause dt. 19th June, 2018 that he had taken over charge as A.D.C. (Rev.) on 19-3-2018 and was not aware of the RTI petition dt. 6-11-2017 and on receipt of the notice from the Commission on 18-5-2018, the matter was attended to and the information was furnished to the petitioner Sri Saptarshee Bordoloi at his residence on the same date which was received and acknowledged by the applicant on 18-5-2018.. The representative present admitted that she had received the information from the A.D.C. (Rev.), but objected that the Non-encumbrance Certificate had not been received till date.

The Sub- Registrar, Nagaon with reference to Case No. NGN. 237/2017 has informed the Commission that the office of the Sub-Registrar had not received any RTI petition from Smt. Bharati Baruah or any other related person earlier. He however stated that Non-encumbrance Certificates were issued by the office till 2004. From 2005 till 23rd January, 2012, as updating of records were not complete, Non-encumbrance Certificate could not be issued. However, as per order of Lok Ayukta, certified copies were issued to the applicant who applied for the same through post. (Copy of enclosure is not found). Besides, since 24-1-2012 till date applications may be submitted for documents as per Registration Act, 1908 Sec. 78(b). Till date the office of the Sub-Registrar, Nagaon has not received any application for inspection of documents related to the matter from any applicant.

The petitioner requested for a copy of the letter sent by the Sub-Registrar, Nagaon and was handed over the same.

In view of the circumstances stated above a copy the RTI petition be sent to the SPIO, Office of the Sub-Registrar, Nagaon to furnish the information to the petitioner within 15 days from the date of receipt of this order.

The petitioner shall be at liberty to move this Commission with a complaint petition if he does not receive the information or is not satisfied with the information received from the Sub-Registrar, Nagaon.

With the above direction the 2nd Appeal petition dt. 25-1-2018 is disposed of.

Sd/-

(Nilufer Alam Hazarika, IAS(Retd.))
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam State Information Commission

Memo No. SIC/ NGN.237/2017/55-A

Dtd. 03-07-2018.

Copy to:

1. The SPIO, Office of the Deputy Commissioner, Nagaon, Dist. Nagaon, Pin – 782001, Assam for information and necessary action.
2. The First Appellate Authority/ Office of the Deputy Commissioner, Nagaon, Dist. Nagaon, Pin – 782001, Assam for information and necessary action.
3. The petitioner Mr. Saptarsee Bordoloi, S/O Smt. Bharati Baruah, Vill. Town Teliagaon, P.O. Itachali, P.S. Sadar, Nagaon, Dist. Nagaon, Assam, Pin – 782003, for information.
- ✓ 4. Computer Section for uploading in the Website.
5. Office File.



Joint Registrar
Assam State Information Commission

