

ASSAM INFORMATION COMMISSION

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KP(M).54/2022
Complainant/ Appellant : Shri Harinarayan Pathak.
Respondent : The SPIO, Political Department, Govt. of Assam,
Dispur, Guwahati.
Date of Hearing : 05-05-2022
Complaint/ Second
Appeal heard by : Dr. Samudra G. Kashyap.
State Information Commissioner, Assam.

O R D E R
05-05-2022

1. The appellant Shri Harinarayan Pathak is present.
2. Shri Tapash Gupta, SPIO and Under Secretary & SPIO, Political Deptt. And Smti Parijat Bhuyan, ACS, Dy, Secretary Political (Vigilance) Deptt. Govt. of Assam are present.
3. The SPIO has also submitted a written statement No. PLA(V)249/2021/20 dated 02.05.2022.
4. From perusal of records it is seen that the appellant Shri Pathak had submitted one RTI application to the SPIO, O/o the Political Deptt. Dispur, Guwahati, Assam on 08.11.2021 seeking certain informations related to a particular "document" No. DY3035 dated 16.07.2009. On 23.11.2021 he was provided informations by the SPIO. Not satisfied with the informations provided, the appellant submitted a 1st Appeal on 20.12.2021. The 1st Appeal was disposed by the FAA on 25.02.2022 with a direction to the SPIO/deemed PIO to trace out the document sought for as the information earlier provided to him had stated that no records are available in the Department pertaining to the said file as mentioned by Shri Pathak. On 31.01.2022 Shri Pathak submitted a 2nd Appeal in this Commission and hence this hearing today.
5. In the written statement dated 02.05.2022 the SPIO has stated that while an updated report was received from the deemed SPIO dated 28.04.2022 and one report from the Deputy Secretary, Govt. of Assam, Political (V), Department dated 29.04.2022, where in it is mentioned that no records have been found till date. "since the information provided by the applicant is insufficient to trace out the relevant document". During today's hearing, the appellant Shri Harinarayan Pathak, who sought for a copy of the written statement (a copy is being provided to him) has agreed to provide further reference/clue to the particular file he had referred to in his RTI application.
6. In view of this the appellant Shri Harinarayan Pathak is directed to furnish further references to the SPIO in relation to the said file mentioned in his RTI application, within 7 (seven) days from the date of receipt of this order. The SPIO is directed to make the best efforts to furnish him the informations available on the basis of the references/clue provided by the appellant within 15 (fifteen) days from the submission of those references, free of cost.
7. With the above order, this 2nd Appeal is hereby disposed of.

Sd/-
(Dr. Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KP(M).54/2022

Dated: 05-05-2022

Copy to:

1. The SPIO, Political Department, Govt. of Assam, Dispur, Guwahati, PIN code 781006 for information.
2. First Appellate Authority/ Secretary to the Govt. of Assam, Home & Political Department, Dispur, Guwahati, PIN code 781006, for information.
3. The petitioner, Shri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati PIN 781001, Assam, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.



Registrar
Assam Information Commission.