

Case No. : SIC/KPM 160/2022
Complainant/ Appellant : Sri Joydeb Das
Respondent : SPIO, O/o the Guwahati Municipal Corporation,
Panbazar, Guwahati 01
Date of Hearing : 31/05/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by : State Chief Information Commissioner, Assam
O R D E R
31/05/2022

1. The petitioner Sri Joydeb Das has filed one RTI petition before the PIO of Guwahati Municipal Corporation, Panbazar, Guwahati on 4.1.2022 seeking following information:

(a) Please furnish a copy of minutes of the purchase committee dated 7.1.2016 regarding purchase of 90W LED Street Light (Havells Mark and Bajaj Mark).

2. Reportedly on not getting any information, the petitioner filed 1st appeal before the First Appellate Authority, Guwahati Municipal Corporation, Panbazar, Guwahati on 8.3.2022. And then he filed 2nd appeal before the Commission on 20.4.2022.

Accordingly, the matter was taken up for hearing.

3. The petitioner Sri Joydeb Das is present.

4. The Public Authority is represented by Sri Pankaj Chakravarty, ACS, Joint Commissioner & PIO, Guwahati Municipal Corporation and he is accompanied by Sri Khadyot Gogoi, AEE, Guwahati Municipal Corporation.

5. The PIO of GMC has submitted a written statement dated 30.5.2022 which is taken into records.

6. As in earlier case SIC/KPM 159/2022, the SPIO has again failed to supply the information with disregard to the provision of RTI Act, 2005 which entails imposition of penalty. However, the Commission for this time is not imposing any penalty.

7. On perusal of the written statement of the SPIO, it is seen that only when the First Appellate Authority wrote to the Executive Engineer, Electrical Branch, Guwahati Municipal Corporation on 28.3.2022, then the information was provided to the petitioner vide letter no.GER/Elect/965/07/156 dated 30.5.2022 wherein it is mentioned that no record of the minutes of purchase committee is found in the file.

8. In the meantime, the petitioner brought the observation of the Accountant General on the pricing of the items and tender formalities. The Commission does not want to go into the contents of the observation of the Accountant General.

9. However, as regards to document sought as per the provision of the RTI Act, 2005, **the Commission directs the SPIO/Deemed PIO to fix a convenient date within fifteen days with the petitioner to facilitate the inspection of the documents and after inspection, the copy of the documents to be given if available and if also not available, the same to be intimated to the petitioner accordingly.**

10. In view of the above, the case is disposed off.

Authenticated copies to be given to all concerned.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KPM.160/2022

Dtd. 31.5.2022

Copy to:

1. The SPIO, O/o the Guwahati Municipal Corporation, Panbazar, Guwahati, 01 Assam for information and necessary action as ordered above.
2. The petitioner Sri Joydeb Das, S/o Lt. Karunamoy Das, H.No.16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Guwahati 25 Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission