

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KPM.153/2022
Complainant/ Appellant : Joydeb Das
Respondent : SPIO, Directorate of Scheduled Castes,
Housefed Complex, Guwahati 06
The SPIO, O/o the Deputy Commissioner
(Planning Branch), Nagaon, Assam 782001
The SPIO, O/o the Deputy Commissioner
(Planning Branch), Morigaon, Assam 782105
The SPIO, O/o the Deputy Commissioner
(Planning Branch), Golaghat, Assam 785621
The SPIO, O/o the Deputy Commissioner
(Planning Branch), Majuli, Assam 785104
Date of Hearing : 23/06/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
23/06/2022

1. The petitioner Sri Joydeb Das has filed one RTI petition before the PIO, Directorate of Welfare of Scheduled Castes, Housefed Complex, Guwahati on 6.1.2022 seeking following information:
 - (i) Please furnish in details of the district wise numbers of SC Village selected under Pradhan Mantri Adarsh Gram Yojana during the period 2010-11 to till date, along with physical progress and financial progress and fund involved and released till date.
 - (ii) Please furnish in details of the district wise total target of SC Villages under PMAGY was taken by the Directorate and number of SC villages completed till date and fund received from Gol and GoA along with unspent amount till date.
2. The SPIO of Directorate of Welfare of SC, Assam, Housefed Complex, Guwahati forwarded the RTI petition to the Deputy Commissioner of Nagaon/Morigaon/Jorhat/Golaghat/Majuli District(Planning Branch) with a direction to furnish the information to the petitioner.
3. The petitioner then filed complaint petition u/s 18(1) of the RTI Act, 2005 before the Commission on 11.4.2022 and accordingly, the matter was taken up for hearing. He has converted it to 2nd appeal petition.
4. The petitioner Sri Joydeb Das is present.
5. The Public Authority is represented by Sri Bhuvan Chandra Deka, Senior Planning Officer, Morigaon and he is accompanied by Sri Sanjib Kumar Thakur, Senior Planning Officer, Nagaon.
6. The SPIO of Directorate of Welfare of SC has submitted a written statement dated 18.6.2022 wherein it is mentioned that petition has been transferred to the implementing authority of PMAGY Scheme(Pilot Phase & Phase 1) i.e., Deputy Commissioner Jorhat, Golaghat, Majuli, Nagaon and Morigaon vide this office letter no. DSC/PMAGY/PhaseII/511/2019/175 dated 15.6.2022 requesting them to furnish the information directly.
7. However, the SPIO is not being present and the reason of his absence is also not mentioned.

8. The petitioner said that he has received partial information from Golaghat district and full information from Majuli district.
9. The Senior Planning Officer of Morigaon has brought a reply relating to the RTI petition which will be handed over to the petitioner.

However, on non-receipt of information from Nagaon, the Senior Planning Officer of Nagaon is present and has furnished a copy of letter by which they have transferred all documents relating to PMAGY long back in 2015 vide Deputy Commissioner's order No. NDC(D) 284/2010/Pt-XIX/94 Dated 10/2/2015 to the CEO of Zilla Parishad Nagaon (He being the Nodal Officer of PMAGY).

It is surprising to note that the records under the same subject are available at the Deputy Commissioner Offices of Morigaon, Jorhat, Golaghat and Majuli.

10. The SPIO of Directorate of Welfare of Scheduled Caste, Assam is absent to clarify this point.
11. **As per Supreme Court order Rakesh Kumar Gupta vs Central Information Commission (Delhi High Court) W.P.(C) 900/2021 which quotes PIO/CPIO cannot function merely as 'post offices' but instead are responsible to ensure that the information sought under the RTI Act is provided. Unquote.**
12. Therefore in this case, the Commission directs the SPIO, Directorate of Welfare of SC, Assam, Housefed Complex, Guwahati 06 to collect the information relating to Nagaon District and furnish the same within one month without fail.
13. In light 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 153/2022

Dtd. 23.6.2022

Copy to:

1. The SPIO, Directorate of Welfare of Scheduled Castes, Assam, Housefed Complex, Dispur, Last Gate, Guwahati 06 for information and necessary action.
2. The SPIO, O/o the Deputy Commissioner (Planning Branch), Nagaon Assam 782001 for information.
3. The SPIO, O/o the Deputy Commissioner (Planning Branch), Morigaon, Assam 782105 for information.
4. The SPIO, O/o the Deputy Commissioner (Planning Branch), Golaghat, Assam 785621 for information.
5. The SPIO, O/o the Deputy Commissioner (Planning Branch), Majuli Assam 785104 for information.
6. The petitioner Sri Joydeb Das, S/o Lt. Karunamoy Das, House No.16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Guwahati 25 for information.
7. Computer Section for uploading in the Website.
8. Office File.
9. Order Book.

Registrar
Assam Information Commission