

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KPM.250/2022
Complainant/ Appellant : Harinarayan Pathak
Respondent : SPIO, Political Department, Dispur,
Guwahati 06 Assam
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 Harinarayan Pathak has filed one RTI petition before the SPIO, Political Department, Janata Bhawan, Dispur, Guwahati on 20.1.2022 seeking following information:
 - (i) Copy of the Public Document vide letter no. PLA(V). 155/2004/10 dated 21.8.2006.
 - (ii) Action Taken Report in respect of the Public Document, as referred to at the query No.1 above, in documentary proofs.
 - (iii) Copy of the File Index Register in respect of the File No. PLA(V) 155/2004.
 - (iv) Copy of the Public Document as referred to at the query No.1 above as on 20.1.2022 in documentary proofs.
2. Reportedly on not getting any information, the petitioner filed 1st appeal before the 1st Appellate Authority, Home & Political Department, Dispur, Guwahati 06 on 21.3.2022.
3. From the records it is seen that on 28.3.2022, the Deputy Secretary to the Govt. of Assam, Political (Vigilance Cell) Department, Dispur Guwahati has sent a letter to Under Secretary to the Govt. of Assam & SPIO, Political Department Dispur to furnish the information.

Then on 12.4.2022, the Under Secretary to the Govt. of Assam & SPIO, Political Department, Dispur sent a reply to the petitioner furnishing the sought for information.
4. The petitioner then filed 2nd appeal before the Commission on 24.5.2022 and accordingly the matter was taken up for hearing.
5. The petitioner Sri Harinarayan Pathak is present.
6. The Public Authority is represented by Sri Tapash Gupta, Under Secretary & SPIO, Political Department and he is accompanied by Dibakar Swargiary & PIO, Political Department.
7. The Commission asked the petitioner about the specificity of the file and letter he has quoted in this RTI petition.
8. The petitioner without giving any specific reply stated that he has got the information from the Vigilance & the Anti-Corruption, the veracity of this cannot be testified.
9. However, coming to the RTI petition, the SPIO & Under Secretary, Political Department, Dispur, Guwahati has submitted a written statement dated 22.6.2022 stating the information is third party and without the permission of the third party, they are not in a position to furnish the information.
10. In the meantime, as approached before the third party, the third party has not given his consent.

11. In light of the above, the case is disposed off.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KPM 250/2022

Dtd. 23.6.2022

Copy to:

1. The SPIO, Political Department, Dispur, Guwahati 6, Assam for information.
2. The petitioner Sri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati 781001 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission