

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037
Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : SIC/OS.6/2022
Complainant/ Appellant : Anil Goenka
Respondent : SPIO, Assam Tea Employees Provident Fund
Organisation (ATEPFO), Nidhi Bhawan,
Basistha, Lalmati, NH-37, Guwahati 781029
Assam
Date of Hearing : 16/06/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
16/06/2022

1. The petitioner Sri Anil Goenka has filed one RTI petition before the PIO, Assam Tea Employees Provident Organisation (ATEPFO), Nidhi Bhawan, Basistha, Lalmati, NH 37, Guwahati Assam on 23.2.2021 seeking following information:
(a) Please provide me a copy of the following:
 - (i) Text of the tender documents &
 - (ii) Its advertising released in print and digital media asking for Bids for leasing out the above tea estates.
 - (iii) Please let me have the names of all dailies & digital platforms where ever the advertisement/press release was ordered alongwith the cost of such exercise and payment made thereof.
 - (iv) A photocopy of minutes of the meeting authorising such tender and advertisement.
 - (v) Inter office memos, notes on files and all such related papers, documents, notices issued relating to such action.
 - (vi) Photocopies of all Bids received including their terms & conditions and the Earnest money if collected from each one of the bidders.
 - (vii) A copy of list of the Bidders whose Bids were rejected and their grounds of rejection.
 - (viii) Photocopies of minutes of the meeting where the Bids were accepted and/or rejected.
 - (ix) Notes, file notings, inter office memos etc approving the bidder who was subsequently approved and awarded the lease to the properties under reference.
 - (x) Photocopy of the powers provided to the Recovery Officer to lease out a property, under the Assam Tea Employees Provident Fund (1) (and pension fund) 8 (and Deposit Linked Insurance Fund) Scheme Act 1995 and as amended thereafter.Kindly provide me the above information as per Section 2(f), 2(i) and 2(j) of the Right to Information Act, 2005.
After receiving the documents, I wish to inspect all the files and records of the Dilkhoosh Tea Estate, Alynee Tea Estate & Naraindhar Tea Estate at your office, as allowed under section 2(f), 2(i) and 2(j) of the RTI Act, 2005.
2. Reportedly on not getting any information, the petitioner filed 1st appeal before the 1st Appellate Authority, ATEPFO, Nidhi Bhawan, Basistha, Lalmati, Guwahati on 5.4.2021 and then he filed 2nd appeal before the Commission on 4/3/2022.
Accordingly, the matter was taken up for hearing.
3. The Public Authority is represented by Amrit Rajbongshi, Additional P.F. Commissioner & SPIO, ATEPFO, Guwahati accompanied by Joyraj Borah,

Advocate. The SPIO has submitted a written statement dated 16.6.2022 which is taken into records.

4. The petitioner Sri Anil Goenka is absent. However, he has sent an email dated 7/6/2022 wherein he has mentioned that he is in Singapore and he wants to participate in the hearing over whatsapp.
5. The hearing was taken up over whatsapp, but because of incessant rainfall and grim flood situation in Guwahati as well as the distance between the Commission and the SPIO (Accompanied by his advocate) even when the mobile phone was on speaker mode, the contention of the petitioner was not audible.
6. Therefore, the Commission decides to hear the case on another date where the petitioner as well as the SPIO and his advocate (if he so desires) be present and come prepared with the issue relating to the RTI petition/reply.
7. **Fix another date of hearing.**

Authenticated copies to be given to all concerned.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/OS 6/2022

Dtd. 16.6.2022

Copy to:

1. The SPIO, Assam Tea Employees Provident Fund Organisation (ATEPFO) Nidhi Bhawan, Baistha, Lalmati, NH 37, Guwahati 781029 Assam for information and necessary action. He is to remain present on the next date of hearing.
2. The petitioner Sri Anil Goenka, 8 Bankim Mukherjee Sarani, New Alipore, Kolkata 700053 for information. He is to remain present on the next date of hearing.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission