

OFFICE OF THE
ASSAM INFORMATION COMMISSION

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KPM 325/2022
Complainant/ Appellant : Shri Harinarayan Pathak
Respondent : SPIO, O/o the Deputy Commissioner, Kamrup (M),
Hengrabari, Guwahati 36
SPIO/Circle Officer, Guwahati Revenue Circle,
Panbazar, Guwahati 01
Date of Hearing : 04/08/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
04/08/2022

1. The petitioner Shri Harinarayan Pathak has filed one RTI petition before the SPIO, O/o the Deputy Commissioner, Kamrup(M), Guwahati on 4.1.2022 seeking following information:
 - (i) Action taken report supported by documentary proofs including respective File Notings, in respect of the Public Document, vide letter dated 29.7.2013 being acknowledge of receipt by Official of O/o the Deputy Commissioner, Kamrup (M) District on 29.7.2013 which was addressed to the Deputy Commissioner, Kamrup (M) District.
2. The Circle Officer of Guwahati Revenue Circle sent a letter to the petitioner on 28.2.2022 wherein it is mentioned that they are still searching the file to provide the information.
3. Reportedly on not getting any information, the petitioner filed 1st appeal before the office of Deputy Commissioner, Kamrup (M) on 23.5.2022 and then he filed 2nd appeal before the Commission on 30.6.2022.

Accordingly, the matter was taken up for hearing.
4. The petitioner Shri Harinarayan Pathak is present.
5. The Public Authority is represented by Shri Nirmal Jyoti Sarmah, ACS, Assistant Commissioner, Kamrup(M).
6. The SPIO of the Office of Deputy Commissioner, Kamrup(M) has submitted a written statement dated 3.8.2022 wherein it is mentioned that the petition was transferred to the Circle Officer, Guwahati Revenue Circle, DC Office Kamrup(M) vide letter dated 11.1.2022 and a reminder letter has also been issued on 2.2.2022.

The Circle Officer of Guwahati Revenue Circle has submitted the information directly to the appellant stating that the letter is not traceable. The information provided "the letter is not traceable" is no information and in violation of the RTI Act,2005.
7. The petitioner is directed to submit the connected papers if any to the Circle Officer of Guwahati Revenue Circle so that some reconstruction of the file can be done and information can be provided to the petitioner.

8. The Commission directs the SPIO to make a sincere effort in providing relevant information to the petitioner.

9. 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/KP(M).325/2022

Dtd. 04.08.2022

Copy to:

1. The SPIO, Officer of the Deputy Commissioner, Kamrup(M), Hengrabari Khadi Haat, Guwahati 36 for information and necessary action as ordered above.
2. The Circle Officer, Guwahati Revenue Circle, Panbazar, Guwahati 01 for information and necessary action as ordered above.
3. The petitioner Sri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati 01 Assam for information and necessary action.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Registrar
Assam Information Commission