

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/DHR.58/2021
Complainant/ Appellant : Shri Biswanath Kundu.
Respondent : The SPIO, AEGCL, Bijulee Bhawan, Guwahati, PIN
781001, Assam.
Date of Hearing : 25-05-2022
Complaint/ Second
Appeal heard by : Dr. Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
25-05-2022

1. The complainant Shri Biswanath Kundu is absent without any intimation.
2. The Public Authority is represented by Shri Kajal Kumar Singha, SPIO & Electrical Inspector (Sr. Gr), O/o the Chief Electrical Inspector-cum-Advisor, Govt. of Assam, Guwahati, Shri Nilamani Sarma, Dy. Chief Electrical Inspector cum Advisor, Housefed Complex, Dispur, Guwahati, and Shri Loknath Choudhury, General Manager (Marketing and PR), O/o the Managing Director, AEGCL, Guwahati. Shri Bikash Sen Deka, Advocate, is also present representing General Manager (Marketing and PR), O/o the Managing Director, AEGCL, Guwahati. Shri Loknath Choudhury, General Manager (Marketing & PR) has also submitted a written statement to the Commission dated 25.05.2022. The matter was taken up for hearing despite the absence of the appellant Shri Biswanath Kundu. The Commission also like to put on record that Shri Biswanath Kundu is generally seen remaining absent during hearings most of the time without any intimation.
3. From records it is seen that the appellant had on 07.07.2021 submitted an RTI application to the O/o the Dy. Chief Electrical Inspector cum PIO, Guwahati, seeking 2 (two) informations – (i) the quota/category i.e. SC/ST etc, under which one Shri Shyamal Kundu posted at AEGCL, ASEB Dispensary, Kahilipara, Guwahati, was selected, (ii) all pages of his service book.
4. In the written statement it has been pointed out that this Commission had disposed an Appeal made by Shri Kundu (appellant in this matter too) on an RTI application dated 26.07.2021 making exactly the same 2 (two) queries. That RTI application was submitted to the SPIO/Asstt. General Manager, 132 KP EHV Grid Sub-Station, AEGCL, Kahilipara, Guwahati. On perusal of the said order it is seen that the Commission had vide order dated 02.03.2022 upheld the decision of the SPIO of the above mentioned Public Authority. While the SPIO in the above-mentioned matter had provided him a clear answer to query No. (i) of Shri Kundu, it being that the said ShriShyamal Kundu was selected under “General” category, and that (ii) the service book of another person, being third party information and held in confidence by the Public Authority, cannot be shared.
5. **Taking into consideration the written statement of Shri Choudhury, General Manager and the prayer thereof the SPIO, AEGCL, Bijulee Bhawan, Guwahati, is directed to provide the informations to the appellant Shri Kundu in the light of the Commission’s earlier order date 02.03.2022, in the matter of case No. SIC/DHR.60/2021 (Shri Biswanath Kundu vs (i) The SPIO/Asst. Gen Manager, 132 KV EHV Grid Sub-Station, AEGCL, Kahilipara, Guwahati and (ii) The SPIO/Chief Gen Manager, SLDC, AEGCL, Kahilipara, Guwahati) within 15 (fifteen) days from the date of receipt of this order, free of cost.**
6. With the above order, this 2nd Appeal is hereby disposed of.

Sd/-
(Dr. Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/DHR.58/2021

Dated: 25-05-2022

Copy to:

1. The SPIO, AEGCL, Bijulee Bhawan, Guwahati, PIN 781001, Assam, for information and necessary action.
2. First Appellate Authority/Chief Electrical Inspector cum Adviser, Housefed Complex, Guwahati, Pin Code 781006, for information and necessary action.
3. The petitioner, Shri Biswanath Kundu, S/o. Lt. Mohanta Kundu, Pound Road, W/No. 4, Dhubri, Dist. Dhubri, Assam, PIN Code 783301, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.

Registrar
Assam Information Commission.