

OFFICE OF THE
ASSAM INFORMATION COMMISSION

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KPM 509/2022
Complainant/ Appellant : Sri Harinarayan Pathak
Respondent : SPIO, O/o the Deputy Commissioner,
Kamrup (M), Guwahati
The Additional Deputy Commissioner,
Kamrup(M), i/c Magisterial Branch, Guwahati
Date of Order : 14/11/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
14/11/2022

1. The petitioner Sri Harinarayan Pathak has filed one RTI petition before the PIO, O/o the Deputy Commissioner, Kamrup (M), Guwahati on 30.5.2022 seeking following information:
(1) Copy of the Public Document vide the letter no. KMJ 119/2016/575 Dated 4/11/2020 together with the enclosures (if any), issued from O/o the Deputy Commissioner, Kamrup (M), Guwahati.
(2) Copy of the file notings with relevant public documents leading to the Public Documents as referred to at the query No.1 above.
(3) Action Taken Report in documentary proofs in respect of the Public Document as referred to the query no. 1 above.
2. The SPIO of DC, Kamrup(M) transferred the RTI petition to the Additional Deputy Commissioner, (i/c Magisterial Branch), DC Officer, Kamrup Metro on 6.6.2022 with a direction to furnish the information to the petitioner directly.
3. The petitioner then filed 1st appeal before the First Appellate Authority, O/o the Deputy Commissioner, Kamrup (M), Hengerabari, Guwahati on 25.7.2022 and then he filed 2nd appeal before the Commission on 14.10.2022.

Accordingly, the matter was taken up for hearing.

4. The petitioner Sri Harinarayan Pathak is present.
5. The Public Authority is represented by Sri Shekharan Phukan, ACS, Election Officer, Kamrup (M) authorised by the SPIO of the Office of Deputy Commissioner, Kamrup (M).
6. The Sub-Divisional Magistrate, Kamrup (M) has submitted a written statement dated 14.11.2022 wherein it is mentioned that the Document bearing No. KMJ.119/2016/575 Dated 4.11.2020 is under process and it relates to the petition filed by one Sri Utpal Das. As the applicant Sri Harinarayan Pathak is not related to the petition concerned, the information about the same could not be furnished.

The petitioner Sri Harinarayan Pathak was also called by the First Appellate Authority to appear at the First Appeal hearing but he did not appear.

7. The Commission asked the petitioner to comment on the above. But due to his non-functional of hearing aid, he was making irrelevant statements.
8. In light of the above, the Commission advises him to appear before the First Appellate Authority level. The First Appellate Authority is advised to dispose the case.

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/KPM 509/2022

Dtd. 14.11.2022

Copy to:

1. The SPIO, O/o the Deputy Commissioner, Kamrup (M), Hengerabari Khadi Haat, Guwahati 36 Assam for information.
2. The First Appellate Authority, O/o the Deputy Commissioner, Kamrup (M), Hengerabari Khadi Haat, Guwahati 36 Assam for information.
3. The Additional Deputy Commissioner, Kamrup(M), i/c Magisterial Branch, Guwahati 36, Assam for information.
4. The petitioner Sri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati 01 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar
Assam Information Commission