

CENTRAL INFORMATION COMMISSION

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File No : CIC/AB/A/2016/000482

In the matter of:

Mr. Shyamal Kumar
PO – Maligaon, Vill – Gotanagar,
Guwahati (Metro),
Kamrup,
Assam.

...Appellant

VS

PIO/DGM (G)
Northeast Frontier Railway,
O/o the DGM(G), Maligaon,
Guwahati – 11.

...Respondent

Dates

RTI Application	:	06.11.2015
CPIO Reply	:	Not on record
First Appeal	:	19.12.2015
FAA's Order	:	Not on record
Second Appeal	:	27.03.2016
Date of hearing	:	03.04.2017

Information sought:

The appellant had sought details of markets constructed by N.F. Railway, details of railways and other offices, railway camps and godowns, contractor's camps, godowns etc.

Grounds for Second Appeal

The CPIO did not provide the desired information.

Order

Appellant	:	Present
Respondent	:	Rep. of PIO, Shri R.Pal Sr.Div.Engr. alongwith other PIOs. Rep. of PIO, Shri Bhaskar Jyoti, Lumding

During the hearing the rep. of the respondent CPIO has reported to the Commission that the above RTI application was not received in Maligaon, as the PIO, Lumding, did not transfer it or endorse it to the Div. Sr. Engr., Maligaon.

The appellant submitted that even after lapse of one and half years, he still has not received any reply from the PIO, Maligaon. It is noted that Sr. Div. Engr. Maligaon, had sent a point wise reply dated 31.03.2017 to the appellant. The delay happened due to the negligence of the then Sr. Div. Commercial Manager Lumding.

A Show Cause Notice is issued to the then CPIO and Sr. Div. Commercial Manager Lumding, to explain why the said RTI application was not sent to the concerned division in Maligaon in almost one and half years. The said Show Cause notice is to be served through the present CPIO to all the CPIOs working in the said post since 06.11.15 till date. The present CPIO and Sr. Div. Mgr., Lumding is also to submit a report to the Commission of all the CPIOs working since 06.11.15 till date indicating the name(s), address(s), mobile no.(s), place(s) of posting and designation(s) of the then CPIOs working at that relevant time. The explanation to the said Show Cause Notice is to be submitted to the Commission within 21 days of the receipt of the order. On receipt of the explanation to the Show Cause Notice, further action as deemed appropriate will be taken.

The CPIO, Maligaon, is directed to ensure delivery of the said reply dated 31.03.17 to the appellant within a period of three days from the date of receipt of the order.

A compliance report indicating the despatch details of the reply to the appellant shall be submitted within 07 days thereafter to the Commission for record.

With the above direction, the appeal is disposed of.

Copy of this order be sent to both the parties free of cost.

**[Amitava Bhattacharyya]
Information Commissioner**

Authenticated true copy

(A.K. Talapatra)
Deputy Registrar