

MEGHALAYA INFORMATION COMMISSION, SHILLONG

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No. MIC/Complaint/116/2009/6,

Smti Fatima Mynsong and others, Jongksha, East Khasi Hills - Complainants

-Vrs-

(1) Commissioner & Secretary, C & R. Department, Govt. of Meghalaya
(2) Smti V.R. Syiem, Project Director, DRDA, East Khasi Hills (PIO) | Respondents

ORDER

3-12-2009: Perused complaint petition received from Smti Fatima Mynsong and Co. of Jongksha Village.

The case of the complainant is that, they had filed an R.T.I. application before the Respondent No.2 viz., the Project Director, DRDA, East Khasi Hills on 3-7-2009 seeking some information on the enquiry report conducted by O.S.D., C&RD Department, Govt. of Meghalaya, relating to functioning of NREGS at Jongksha Village. Failing to receive the information from the P.I.O. who responded by stating that the alleged enquiry report is not in her custody, they had preferred an appeal before the Commissioner & Secretary, C&RD Department. Failing to receive any response from the Commissioner & Secretary, they have approached the Commission with the instant second appeal.

The matter has been examined in the Commission. It appears that vide letter DRDA/NERGS/Misc/2009-10/123 dated 24-7-2009, the Respondent-P.I.O. has responded to their R.T.I. application informing them that the enquiry report which is stated to have been conducted by the O.S.D., C&RD Department, Govt. of Meghalaya was not submitted to her or to her office and hence the information does not exist.

The first appeal preferred by them before the Commissioner & Secretary, C&RD Department is not a valid appeal as the Commissioner & Secretary,

C&RD Department is not the appellate authority in respect of the decision of the Respondent-PIO. As a matter of fact, the Director, C&RD is the appropriate first appellate authority.

The Commission further observed that the complaint has not furnished any evidence to prove that the P.I.O. has furnished wrong information or false information to them

Since the matter is dealt with at the level of the Secretariat Department, the complainant should file an R.T.I. application with the P.I.O. of the C&RD Department, Meghalaya, if, the information is still required.

In view of the above, the Commission find no merit to intervene the matter.

Complaint rejected.

(G.P.Wahlang)

C.I.C.

Memo. No. MIC/Complaint/116/2009/6-A Dated Shillong, the 3rd December, 2009

Copy forwarded to:-

- (1) Commissioner & Secretary, C & R D, Department, Govt. of Meghalaya.
- (2) Smti V.R. Syiem, Project Director, DRDA, East Khasi Hills (PIO).
- (3) Smti Fatima Mynsong and others, Jongksha, East Khasi Hills.(Phone – 9612409594).

(S.F.Khongwir)

Secretary,

Meghalaya Information Commission,
Shillong.