

MEGHALAYA INFORMATION COMMISSION, SHILLONG

...

No.MIC/Complaint/68/2009/3,

Shri R.Sana, Ladmukhla Village, Jaintia Hills - Complainant

-Vrs-

A.P.I.O. o/o C&RD Thadlaskein, Jaintia Hills - Respondent

17-8-2009

ORDER

The complainant in this case is Mr R.Sana of Thadlaskein Village, Jaintia Hills. The case of the complainant is that he had filed an R.T.I. application dated 8-6-2009 addressed to the Assistant Public Information Officer (APIO) office of the C&R.D Block, Thadlaskein, Jaintia Hills requesting some information on implementation of NREGS in the C.D. Block. However, he had not received any information he requested till date. Hence, the instant complaint before this Commission.

The Commission observed that the complainant had addressed his R.T.I. application to the A.P.I.O. Under the R.T.I. Act, the job of the APIO is only to receive the application and transfer it to the P.I.O. From the records it appears that the A.P.I.O. had duly received the application on 9-6-2009 and might have transferred the application to the P.I.O. It is the P.I.O. who is to act on the R.T.I. application. If there is any refusal/denial of information, it is against the P.I.O. that the complaint has to be made. In the instant case, the A.P.I.O. has already fulfilled his responsibility under the Law, and therefore there seems to be no reason to entertain any complaint against the A.P.I.O.

The complainant has not followed the correct procedure in the instant case. According to the Law, the complainant should address his information request to the Public Information Officer (PIO) who is the B.D.O. of the C.D. Block and any complaint for failure to furnish the information in time should be directed against the P.I.O.. The instant case is not, therefore, a fit case for intervention by

this Commission. The complainant may address his R.T.I. application to the P.I.O. He may even handover such application to the A.P.I.O. It is the job of the P.I.O. to furnish him the information. Failing to receive the information from the P.I.O. in time the complainant is at liberty to lodge a complaint before this Commission.

Case disposed off.

(G.P.Wahlang)

C.I.C.

Memo.No.MIC/Complaint/68/2009/3-A Dated Shillong, the 17th August, 2009

Copy to:-

1. Shri R.Sana, Ladmukhla Village, P.O. Thadlaskein, Jaintia Hills, Meghalaya, Pin – 793151, Phone 9856920161.
2. The B.D.O., Thadlaskein C.D. Block, Jaintia Hills.

(P.T.Rani)

Under Secretary,
Meghalaya Information Commission,
Shillong.