

**MEGHALAYA INFORMATION COMMISSION, SHILLONG**

....

**No. MIC/R.P.Complaint/16/2009/24,**

Shri S.K.Sharma, 30 Chandan Nagar, Survey, Guwahati, 28 - Review Petitioner

-Vrs-

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|--|---|-------------|
| 1. Shri C.K.Marak, P.I.O.,and Under Secretary, Govt. of Meghalaya,<br>Mining & Geology                       | } | Respondents |
| 2. Commissioner & Secretary & First Appellate Authority, Govt. of<br>Meghalaya, Mining & Geology Department. |   |             |

**ORDER**

**2-11-2009:** Vide Order dated 16-10-2009 in complaint case No.MIC/Complaint/86/2009, this Commission while deciding on the complaint petition filed by the present Review Petitioner decided that the Respondent-PIO shall furnish copy of the relevant rule on 16-10-2009 to the complainant free of cost, besides awarding penalty and compensation. While the P.I.O. has complied with the aforesaid Order of this Commission, the present Review Petitioner expressed dissatisfaction with it. He therefore, filed the instant Review Petition dated 22-10-2009.

The Commission has gone through the Review Petition and found that the issues raised in it are grievances against the administrative action taken by the Public Authority/administrative department. The only matter which is relevant to R.T.I. Act is his allegation that the reason stated by the P.I.O. for reducing the prospecting area for a mining licenses is an afterthought and not an information available on record.

The information as defined under the R.T.I. Act is an existing information in material form. Any P.I.O. who furnished non-R.T.I. information, did so at his own risk. The Commission has nothing to do with it.

It is made clear that this Commission is not an administrative grievances redressal machinery and therefore, has no jurisdiction over acts of omission

and commission on the part of the officers of the Public Authority in their administrative capacity. The function of this Commission is to ensure that the petitioner had access to the information as defined under the Law. In the instant case, the Commission is satisfied with the action taken by the Respondent-PIO in compliance with the Order and finds no merit in the instant Review Petition to review its Order.

**( G.P.Wahlang )**

Chief Information Commissioner,  
Meghalaya, Shillong.

**Memo. No. MIC/R.P.Complaint/16/2009/24-A Dated Shillong, the 2<sup>nd</sup> November, 2009**  
Copy forwarded to:-

- (1) Shri S.K. Sharma, 30 Chandan Nagar, Survey, Guwhati, 28. (Mobile) 94351-44118.
- (2) Shri C.K. Marak, Under Secretary, Govt. of Meghalaya, Mining & Geology Department, Shillong (PIO).
- (3) The Commissioner & Secretary, Govt. of Meghalaya, Mining & Geology Department, Shillong (First Appellate Authority).

**( S.F.Khongwir )**

Secretary,  
Meghalaya Information Commission,  
Shillong.