



## TRIPURA INFORMATION COMMISSION

P.N.Complex: Gorkhabasti : Agartala

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Complaint No. TIC – 45 of 2009-10

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Sri Subrata Paul  
S/O.Late Sanatan Paul  
Ramthakur Road (near Godown)  
Jagaharimura  
P.O.- Agartala College, Agartala  
Tripura (West), Pin- 799 004

.....Complainant

Vs

Sri P. Chakraborty, Assessor, Central Zonal Office, Agartala Municipal Council,  
Agartala (State Public Information Officer).

.....Opposite Party

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### ORDER

Dated, 17.02.2010

The complainant Sri Subrata Paul is present.

2. The Opposite Party (OP) Sri P. Chakraborty, Assessor, Central Zonal Office, Agartala Municipal Council (AMC) and the State Public Information Officer (SPIO) also appeared. His written representation dated 06.02.2010 received by this Commission on 08.02.2010 is put up today and attached to records.

3. Heard oral submissions made by the complainant and the OP. Also perused the contents of the written complaint dated 04.02.2010 of the complainant, the written request dated 06.07.2009 of the complainant, the written reply dated 04.08.2009 of the Assessor, Central Zonal Office, AMC and the written representation dated 06.02.2010 of the OP.

4. Brief facts leading to this complaint are that the complainant made a written request on 06.07.2009 to the



SPIO in the Central Zonal Office of AMC accompanied by the requisite amount of application fee seeking certain items of information under the RTI Act, 2005 (for short the Act). In response to the said written request, Sri P. Chakraborty, Assessor, AMC being the SPIO of the Central Zonal Office vide his letter No- 21/RTI/AMC/09/534 dated 04.08.2009 had asked the complainant to furnish the names of the owners of the Municipal Holdings indicated in his written request dated 06.07.2009 on the ground that the information sought for by the latter was not clear and exhaustive. Being dissatisfied with the said decision of the concerned SPIO, the complainant has approached this Commission with this complaint seeking direction to have access to the information sought for by him. Along with the written complaint, the complainant has furnished photocopies of the relevant documents.

5. The complainant vide his written request dated 06.07.2009 submitted to the SPIO in the Central Zonal Office of AMC had asked for the names and other particulars of the owners of the following Municipal Holdings under Ward No-20:-

- i) Pass Book No. 144, Holding No. 1044/1430,
- ii) Pass Book No. 145, Holding No. 1044/A/1430A,
- iii) Pass Book No. 145, Holding No. 1044/A/1430A,
- iv) Pass Book No. 145B, Holding No. 1044/B/1430B,
- v) Pass Book No. 145/C, Holding No. 1044/C/1430C,
- vi) Pass Book No. 145/D, Holding No. 1044/D/1430D,
- vii) Pass Book No. 145/E, Holding No. 1044/E/1430E,
- viii) Pass Book No. 145/F, Holding No. 1044/F/1430F,
- ix) Pass Book No. 145/G, Holding No. 1044/G/1430G,

6. In reply to the above written request, the Assessor, AMC being the SPIO of the Central Zonal Office vide his letter dated 04.08.2009 had asked the complainant to furnish the name of the owners of the Municipal Holdings indicated by the latter in his written request dated 06.07.2009 on the ground that the information sought for was not clear and exhaustive. In fact, the complainant had asked for the names and other particulars of the owners of the Municipal Holdings indicated by him in his written request in issue. Therefore, it was most improper on the part of the OP being the SPIO to ask for the same particulars from the complainant. In case of any doubt and absence of clarity about the information sought for, the SPIO was under the

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obligation to call the complainant, get the doubts clarified and furnish the information if not exempted under the Act, which the OP did not do. Therefore, the steps taken by the OP being the SPIO does not have any support of the law. In his written representation dated 06.02.2010, the OP has submitted that most of the holding numbers sought for by the complainant were not clear and correct and, therefore, the information could not be furnished to the latter. However, subsequently on discussion with the complainant, details of the holding numbers sought for by him were corrected and the names and other particulars of those corrected Holdings on the basis of the records available with the AMC were provided to the complainant by the SPIO vide his letter No-21/RTI/AMC/09/385 dated 05.02.2010. The said letter of the OP being the SPIO runs as follows:-

" To  
Sri Subrata Paul,  
S/O Late Sonatan Paul,  
Ram Thakur Road,  
Jagaharimura, Agartala.

Subject:- Information under RTI Act-2005.  
Ref. Your application dated, 6.7.2009.

Sir,

In continuation of this office letter No. 21/RTI/AMC/09/534, dated, 4<sup>th</sup> August, 2009, I am to inform you that the particular of Holding nos, of Sl. No. (i) & (ii) as requested by you vide your application dated, 6.7.2009 is furnished here under for your kind perusal please.

Sl. No.	Holding No. as per letter dated 6.7.2009	Holding as per office records	Name of holders
i.	144/1044/1430	144/1044/1430	Sri Diwigendra Lal Saha, S/O Sri Sashi Mohan Saha.
ii.	145/1044-A/1430-A	145/1044-A/1430-A	Smt. Gita Rani Paul, W/O Late Sonatan Paul, Town Pratapgarh

Holding No.(ii) & (iii) is same. Particulars of holding nos, as requested by you at Sl. No.(iv) to (ix) do not match with our office record. However I am furnishing here under the particulars of holdings as per our record:



Sl. No.	Holding No. as per letter dated 6.7.2009	Holding as per office records	Name of holders
iv.	145-B/1044-B/1430-B	145-A/1044-B/1430-B	Sri Sunil Kanta (Dey), S/O Late Rani Kanta Deb, Ramthakur Road.
v.	145-C/1040-C/1430-C	145-B/1044-C/1430-C	Sri Subhash Paul, S/O Sonatan Paul
vi.	145-D/1044-D/1430-D	145-C/1044-D/1430-D	Sri Himangshu Paul, S/O Sonatan Paul
vii.	145-E/1044-E/1430-E	145-D/1044-E/1430-E	Sri Krishna Ch. Paul, S/O Sonatan Paul
viii.	145-F/1044-F/1430-F	145-E/1044-F/1430-F	Sri Apu Saha, S/O Paresh Ch. Saha, Town Pratapgarh
ix.	145-G/1044-G/1430-G	145-F/1044-G/1430-G	Sri Chandra Kumar Saha, S/O Paresh Ch. Saha.

Yours faithfully,  
Sd/-  
(P.Chakraborty)  
Assessor,  
Agartala Municipal Council"

7. It appears that the information furnished by the OP vide his letter dated 05.02.2010 are adequate, exhaustive and fulfill the requirement of the complainant. The complainant also admitted the receipt of the above information from the concerned SPIO, stated to be highly satisfied about the information provided to him and, therefore, expressed his intention in writing not to proceed further with this complaint.

8. In view of the above facts and the circumstances, the complaint stands dropped on withdrawal.

Sd/-  
(B.K.Chakraborty)  
State Chief Information Commissioner



No: 109/10

Dated, 17.02.2010

Copy to:-

1. Sri Subrata Paul, S/O Late Sanatan Paul, Ramthakur Road (near Godown), Jagaharimura, P.O.- Agartala College, Agartala, Tripura (West), Pin- 799 004 (Complainant).
2. Sri P. Chakraborty, Assessor, Central Zonal Office, Agartala Municipal Council, Agartala (State Public Information Officer) – OP.

(S.C.Saha)  
Secretary

Tripura Information Commission