

**In the Tripura Information Commission  
P. N. Complex : Gorkhabasti : Agartala**



**Complaint No 24 of 2006-07.**

Sri Nidhan Chandra Dey  
Sharat Palli, East Shibnagar,  
P.O. Agartala College  
Agartala - 799004..... Complainant

In the matter of a complaint under section 18  
of the Right to Information Act, 2005.

**PRESENT:**

1. Sri B.K.Chakraborty  
State Chief Information Commissioner

2. Sri D.K.Daschaudhuri  
State Information Commissioner

For the Complainant: Sri Nidhan Chandra Dey himself

Date of lodging complaint: 30.10.2006

Dates of hearing argument: 18.11.2006 & 25.11.2006

Date of pronouncing judgment & order: 06.12.2006

**JUDGMENT & ORDER**

**Facts:**

1. This complaint arises out of a petition-dated 17.10.06 of Sri Nidhan Chandra Dey (here in after referred to as the complainant) received by this Commission on 30.10.06. It is alleged that the complainant made a written request on 05.12.05 to Dr K.B. Jamatia, Deputy Registrar and the State Public Information Officer (SPIO), Tripura University for providing four items of information under the RTI Act, 2005 (for short the Act). The complainant made payment of the requisite application fee of Rs. 10/- on 11.09.06 to the SPIO. On 21.09.06, Dr K.B. Jamatia in the capacity of Registrar In-Charge of

the Tripura University provided the information sought for to the complainant without charging any additional fee. It is alleged by the complainant that the Registrar In-Charge had deliberately obstructed the supply of relevant information and urged upon this Commission to direct the authorities in the Tripura University to supply the relevant information in terms of his written request dated 05.12.05.

2. On perusal of the complainant, we find some irregularities to have been committed by the Registrar In-Charge of the Tripura University in providing the information to the complainant. So, the petition of the complainant was provisionally admitted as a complaint under section 18(1) of the Act.

3. As the complaint is found possible to be decided basing upon the materials available in the complaint and the papers and documents furnished therewith, Dr K.B.Jamatia, Registrar In-Charge of the Tripura University, against whose decision the complaint is lodged, has not been noticed.

**Point for decision:**

4. It is to be looked into if there are adequate grounds in the complaint to initiate inquiry by this Commission under section 18 of the Act.

**Reasons for decision:**

5. We have carefully examined the written request dated 05.12.05 of the complainant seeking information and the copies of the information supplied to the complainant by Dr K.B. Jamatia being the In Charge Registrar of the Tripura University under a covering letter bearing No. F. (113)-TU/ 2005 dated 21.09.06. For the sake of brevity, we are refrained from describing all the details of the information sought for and the information actually provided. After due comparison of the written request and the information provided, we are fully satisfied that the information provided by the Registrar In-Charge were quite relevant to the description of the information sought for by the complainant. We do not find any irrelevancy or inadequacy in providing the information. Moreover, the Registrar In-Charge of the Tripura University, in addition to reply in

answering form, supplied copies of all the connected documents in support of the answers which he was not bound to do. Thus, the complainant should not have any dissatisfaction with the information provided to him in response to his written request dated 05.12.05. We are of the view that the Registrar In-Charge had showed his utter sincerity to provide adequate information to the complainant. We, therefore, hold that the allegation advanced by the complainant is baseless and, therefore, does not deserve to initiate any inquiry by this Commission under section 18 of the Act. So, the complaint is liable to be dismissed.

6. Before parting with this case, we are to put in record our views on some irregularities committed by Dr K.B. Jamatia, Registrar In-Charge of the Tripura University in providing information to the complainant. Since the information sought for had been supplied within the statutory period, the concerned SPIO should have charged the requisite additional fee to be paid by the requester before supply of the information. In the instant case, the concerned SPIO charged no additional fee for providing information, which caused loss of revenue to the State. Secondly, Dr K.B. Jamatia had provided the information to the complainant in his capacity as Registrar In-Charge of the Tripura University, which ought to have been done by Dr Jamatia in the capacity of Deputy Registrar and SPIO of the Tripura University as he had been designated as such. According to our office record, the Registrar is the First Appellate Authority in the Tripura University. The two authorities of the First Appellate Authority and the SPIO are quite distinct having specific powers to decide the first appeal and the request for information under the Act respectively. Since Dr Jamatia had provided the information in the capacity as a Registrar In-Charge, the requester had been deprived of the opportunity to prefer the first appeal within the Public Authority of the Tripura University itself. In view of the facts stated above, Dr K.B. Jamatia, Deputy Registrar of the Tripura University is directed to be more careful in dealing with any such request for information under the Act in future.

**Decision:**

7. In fine, the complaint is dismissed with the observations made in the preceding paragraphs.



8. Let copy of this judgment & order be sent to the complainant and Dr K.B. Jamatia, Deputy Registrar (SPIO) of the Tripura University free of cost. Also send a copy of this judgment & order to the Registrar of the Tripura University.



9. Pronounced.

Sd/  
(D.K. Daschaudhuri)  
State Information Commissioner

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

Authenticated

  
(Sudhir Sarkar)  
Secretary  
Tripura Information Commission

---

**TRIPURA INFORMATION COMMISSION**

P. N. Complex: Gorkhabasti : Agartala

---

Complaint No. 24 of 2006-07/ 1031-33

December 06, 2006

---

Copy to:

1. Sri Nidhan Chandra Dey, Sharat Palli, East Shibnagar, P.O.- Agartala College, Agartala- 799004 (Complainant).
2. Dr K.B. Jamatia, Deputy Registrar of the Tripura University, Surjyamaninagar, Agartala (SPIO).
3. The Registrar of the Tripura University, Surjyamaninagar, Agartala.

  
(Sudhir Sarkar)  
Secretary  
Tripura Information Commission