



RIGHT TO  
INFORMATION

# TRIPURA INFORMATION COMMISSION

## Annual Report 2018-2019



*RTI-transparency in governance*

**TRIPURA INFORMATION COMMISSION**  
Secretariat Annexe Building  
Pandit Nehru Complex, Agartala, Tripura

**SYNOPSIS**

1	(i) No. of First Appellate Authority	103
	(ii) No. of SPIO	2453
	(iii) No. requests received	7311
	(iv) No. of requests disposed	7256
	(v) No. of request pending	55
	(vi) No. of requests rejected	169

**2. Classification of information:**

I	Highest number of petitions under service related information is received by the Directorate of Health Services	117
ii	Highest number of petitions under project related information is received by the Public Works Department (R&B)	51
Iii	Highest number of petitions under government scheme related information is received by Directorate of Health Services	66
Iv	Highest number of petitions under government policy related information is received by the Directorate of Higher Education	20
V	Highest number of petitions under examination related information is received by the Tripura Public Service Commission	55
Vi	Highest number of petitions under service delivery related information is received by the ICFAI University	1
Vii	Highest number of petitions under land related information is received by the Land Record & Settlement Department	2908
Viii	Highest number of petitions under recruitment related information is received by the Directorate of Health Services	46
Ix	Highest number of petitions under any other information is received by the Home Department	307

**3. Total Fees Collected****Rs. 1,26,178/-**

# ANNUAL REPORT: 2018-19

## Chapter- 1

### Introduction

**1.1** The Tripura Information Commission came into existence in the year 2006 and started functioning from 19<sup>th</sup> January, 2006 after the passage of the land mark legislation the Right to Information Act, 2005. Under Section 25(1) of the RTI Act, the State Information Commission shall, as soon as practicable after the end of each year, prepare a report on the implementation of the provisions of this Act during the year and forward a copy thereof to the appropriate government. It is mandated that all the departments in relation to public authorities within their jurisdiction shall, under section 25(2) of the Act, collect and provide such information to the State Information Commission to prepare its annual report and comply with the requirements concerning the furnishing of that information and keeping of records. The present report is for the year 2018-19 and is the **XIV<sup>th</sup>** Annual Report of Tripura Information Commission.

**1.2** This Annual Report indicates the work of receipt and disposal of applications seeking information under RTI Act during the year by the various State Public Information Officers (SPIOs), disposal of the first appeals and status of receipt and disposal of second appeals as well as complaints by the Tripura Information Commission.

**1.3** During the year the Commission is headed by Shri K.V. Satyanarananna, IAS (Retd), State Chief Information Commissioner who has been functioning since 27-09-2014.

**1.4** The Tripura Right to Information Rules, 2008 was promulgated vide Notification No.F.3(5)-GA(AR)/2005(L) dated 29.1.2008. The Government of Tripura in the General Administration (Administrative Reforms) Department vide Notification No.F.3(5)-GA(AR)/2005/VI dated 27.9.2005 which was further amended by Notification dated 13.7.2015, exempted the Home

(Police) Department including Forensic Science Laboratory from the purview of the provisions of the Act except allegations of corruption, human rights violation and administrative functions not relating to security and intelligence. Copies of these Notifications are annexed to this report.

**1.5** Tripura Information Commission has made provisions for online filing of second appeals and complaints under the RTI Act. It is noteworthy that a good number of people are availing this facility to file second appeals and complaints on line with the Commission. It has been the endeavour of the Commission to dispose appeals and complaints expeditiously. The Commission's orders are also uploaded on its Website. ([www.rtitripura.nic.in](http://www.rtitripura.nic.in))

**1.6** During the year 2018-19 a large numbers of training/ awareness programmes were organised and total Rs. 2,10,000/- has been placed to all the Districts for training / awareness programmes. The details of fund placed is shown below :

Sl. No.	Name of Districts	Sanctioned Amount (Rs.)
1.	District Magistrate & Collector, West Tripura District	35,000.00
2.	District Magistrate & Collector, Khowai District	25,000.00
3.	District Magistrate & Collector, Dhalai District	25,000.00
4.	District Magistrate & Collector, Unakoti District	25,000.00
5.	District Magistrate & Collector, North Tripura District	25000.00
6.	District Magistrate & Collector, Gomati District	25,000.00
7.	District Magistrate & Collector, Sepahijala District	25,000.00
8.	District Magistrate & Collector, South Tripura District	25,000.00
<b>TOTAL :-</b>		<b>Rs. 2,10,000.00</b>
(Rupees Two lakh ten thousand ) only.		

## **Chapter-II**

### **TRIPURA INFORMATION COMMISSION DURING 2018-19**

**2.1** The Tripura Information Commission has completed 14 (fourteen) years of its existence having come into force with effect from 19.1.2006. The State Information Commission was constituted to exercise powers and perform its functions as laid down under the RTI Act, 2005. Under Section 15(4) of the Act, the general superintendence, direction and management of the affairs of the State Information Commission rests with the State Chief Information Commissioner who should exercise all powers and do all such acts and things which may be exercised or done by the State Information Commission autonomously without being subjected to directions by any other authority under the Act.

**2.2** Under Section 16(6) of the RTI Act, the State Government shall provide such officers and staff as may be necessary for the efficient performance of its functions. The powers and functions of the State Information Commission were laid down in Chapter-V of the RTI Act. The Commission has got powers to receive and enquire into any complaints under section 18 of the Act. The State Information Commission while enquiring into any matter under Section 18(2) is vested with the powers of a civil court under the Code of Civil Procedure, 1908.

**2.3** The State Information Commission is the second appellate authority under section 19(3) of the Right to Information Act. The second appeal lies on the orders of the First Appellate Authorities (FAAs) under Section 19(3) as under:

\* A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should have been made or was actually received with the State Information Commission.

Provided that the State Information Commission may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time."

2.4 Under section 19(5) of the Act, the onus to prove that denial of request for information was justified shall lie on the SPIO who denied the request.

2.5 In disposal of complaints and appeals, the Commission calls for attendance of the Complainants/Appellants and the Respondents by issuing notice in Form-20 and Summons in Form-29 of the Tripura Right to Information Rules, 2008.

2.6 The hearing is conducted in presence of the parties and order of the Commission is pronounced in the open court before the parties and detailed order is issued generally on the same day and if the same is not issued on the same day, the date for issue of orders is also specified and intimated. The copy of the order is provided to the parties free of cost and also uploaded on the Website of the Commission. Some of the orders of the Commission are annexed to this report.

2.7 During the year, the Commission had only the State Chief Information Commissioner. The Secretariat of the Commission has the following staff:

**As on 31. 3. 2019**

**Table: 1**

SL No	Designation	Number
Sl. No.	Name of Districts	Sanctioned Amount (Rs.)
1.	PS-IV	1
2.	PA-I	1
3..	Section Officer	1
4.	Driver	1
5.	Group-D	3
6.	Night Guard	1

The Commission has approached the State Government for additional staff.

2.8 The GA (AR) Department is the Administrative Department of the Tripura Information Commission and place the Budget proposal of the Commission before the Finance Department of the State Government. Budget for 2018-19 is as under:

**Table : 2**

**BUDGET FOR THE COMMISSION FOR 2018-19**

<b>Sl.No.</b>	<b>Item of Expenditure</b>	<b>Budget Estimate 2018-19</b>		<b>Revised Estimate 2018-19</b>	
		<b>Plan</b>	<b>Non-Plan</b>	<b>Plan</b>	<b>Non-Plan</b>
1.	i)Salaries	0	5680190.00	0	5432341.00
	ii)Wages	0	100000.00	0	75790.00
2.	M.R	0	150000.00	0	0.00
3.	ii)Travel Expenses	0	170500.00	0	8130.00
4.	iv)Electricity Charges	0	200000.00	0	58343.00
5.	v)Office Expenses	0	259670.00	0	258245.00
6.	vi)Cost of fuel, etc.	0	66500.00	0	56423.00
7.	vii)Hiring charges of private vehicles	0	200000.00	0	182500.00
8.	vii)Other contractual services	0	75000.00	0	73750.00
	<b>Total</b>	<b>0</b>	<b>6901860.00</b>	<b>0</b>	<b>6145522.00</b>

2.9 The Commission has also designated the SPIO and FAA for the Commission. The Website of the Commission ( [www.rtitripura.nic.in](http://www.rtitripura.nic.in)) also gives the list of the SPIOs and FAAs and the Commission makes every effort to update the list. Sri Ratan Majumder, Private Secretary of the Tripura Information Commission has been appointed as SPIO during 2018-19, while Sri Manik Lal Das, Secretary, of the Tripura Information Commission was Designated as First Appellate Authority under the RTI Act.

Sl. No.	Name of the Department	No. of FAAs	No. of SPIOs
23	Tripura Tribal Research & Cultural Institute	1	1
24	Directorate for Welfare of Scheduled Castes	1	1
25	Directorate for Welfare of OBCs	1	1
26	Directorate of Sainik Welfare Board	1	2
27	Directorate of Elementary Education	1	1
28	Directorate of Secondary Education	1	376
29	Directorate of Higher Education	1	37
30	Directorate of Social Welfare & Social Education	1	9
31	Directorate of Youth Affairs & Sports	1	1
32	Revenue Department	1	32
33	Directorate of Relief, Rehabilitation & Disaster Management	1	2
34	Home Department	5	40
35	Prisons Directorate	1	14
36	Director General of Police, Tripura	1	36
37	Directorate of Fire Service	1	1
38	State Forensic Science Laboratory	1	2
39	Directorate of Prosecution	1	1
40	Director of Planning (P&C) Department	1	1
41	Directorate of Economics & Statistics	1	5
42	Election Department	1	1
43	Labour Directorate	1	1
44	Directorate of Employment Services & Manpower Planning	1	7
45	Factories & Boilers Organisation	1	3
46	Directorate of Land Records & Settlement	1	1
47	Department of Science, Technology & Environment	5	10
48	Directorate of Bio-Technology	1	1
49	Directorate of Audit	1	1
50	General Administration (SA) Department	1	1
51	General Administration (P&T) Department	1	1
52	General Administration (P&S) Department	1	1
53	General Administration (A.R.) Department	1	1
54	General Administration (C & C ) Department	1	1
55	General Administration (Political) Department	1	1
56	Finance Department	4	4
57	Commissioner of Taxes	1	1
58	Law Department	1	1
59	Directorate of Information & Cultural Affairs	1	1
60	Commissioner of Departmental Inquiries		
61	Vigilance Organization1	1	1
62	Lokayukta	1	1
63	Governor's Secretariat	1	1
64	High Court of Tripura	1	1



Sl. No.	Name of the Department	No. of FAAs	No. of SPIOs
65	Assembly Secretariat	1	1
66	T.T.A.A.D.C.	1	82
67	SIPARD	1	1
68	State Council of Educational Research & Training	1	1
69	Tripura Public Service Commission	1	2
70	The Police Accountability Commission, Tripura		
71	Tripura Human Rights Commission	1	1
72	Tripura State Election Commission	1	1
73	Tripura Information Commission	1	1
74	Tripura Commission for Women	1	1
75	Tripura Board of Secondary Education	1	1
76	Tripura Housing & Construction Board	1	1
77	Tripura State Pollution Control Board	1	1
78	Tripura Board of Wakf	1	1
79	Tripura Khadi & Village Industries Board	1	1
80	Tripura Tea Development Corporation Ltd.	1	1
81	Tripura Tourism Development Corporation Ltd.	1	6
82	Agartala Municipal Corporation	1	16
83	Tripura Small Industries Corporation Ltd.	1	1
84	T.F.D.P.C. Ltd.	1	7
85	Tripura Handlooms, Handicrafts & Development Corp. Ltd	1	1
86	Tripura Jute Mills Ltd.		
87	Gomati Cooperative Milk Producers' Union Ltd.	1	1
88	ICFAI University	1	2
89	Tripura Gramin Bank	1	1
	<b>TOTAL</b>	<b>103</b>	<b>2453</b>

**3.2** During the year, 2018-19, **7311** RTI Applications were received seeking information of which **7256** requests were disposed out of which **169** applications were rejected. However, **55** cases were pending for disposal at the end of the year. The status of disposal Department/Public Authority-wise is indicated in the following table:

**Disposal of RTI applications by the SPIOs during the year  
2018-19:**

**Table : 4**

Sl. No.	Name of the Department	No. of FAAS	No. of SPIOs	No. of requests received during the year	No. of requests disposed during the year	No. of requests rejected during the year	No. of requests allowed during the year	pending during the year
1	2	3	4	5	6	7	8	9
1.	Directorate of Agriculture	1	65	58	58	0	58	0
2.	Directorate of Horticulture & Soil Conservation	1	1	10	10	2	8	0
3.	Directorate of Animal Resources Dev. Department	1	10	35	30	0	30	5
4.	Department of Fisheries	1	34	12	12	0	12	0
5.	Department of Forests	1	35	284	284	0	284	0
6.	Department of Cooperation	1	18	52	52	0	52	0
7.	Rural Development Department	1	1	11	11	0	11	0
8.	Panchayat Department	1	1271	267	267	0	267	0
9.	Public Works Department (R&B)	1	32	149	146	3	143	3
10.	Public Works Department(DWS)	1	19	35	35	0	35	0
11.	Public Works Department(WR)	1	13	43	43	0	43	0
12.	Directorate of Urban Development	1	1	0	0	0	0	0
13.	Transport Department	1	2	95	95	0	95	0
14.	Directorate of Industries & Commerce	7	23	112	112	0	112	0
15.	Directorate of Handloom Handicrafts & Sericulture	1	1	8	8	0	8	0
16.	Directorate of Information Technology	1	1	1	1	0	1	0
17.	Directorate of Food, Civil Supplies & Consumer Affairs	1	20	177	177	0	177	0
18.	Directorate of Health Services	1	27	333	333	0	333	0
19.	Directorate of Family Welfare & P.M.	1	130	127	127	0	127	0

Sl. No.	Name of the Department	No. of FAAs	No. of SPIOs	No. of requests received during the year	No. of requests disposed during the year	No. of requests rejected during the year	No. of requests allowed during the year	pending during the year
20.	Office of the Deputy Drugs Controller	1	2	24	23	0	23	1
21.	Tribal Welfare Department	1	6	46	42	0	42	4
22.	Directorate of TRP & PVTG	1	4	4	3	0	3	1
23.	Tripura Tribal Research & Cultural Institute	1	1	5	5	0	5	0
24.	Directorate for Welfare of Scheduled Castes	1	1	22	20	0	20	2
25.	Directorate for Welfare of OBCs	1	2	10	10	0	10	0
26.	Directorate of Sainik Welfare Board	1	1	0	0	0	0	0
27.	Directorate of Elementary Education	1	1	39	39	0	39	0
28.	Directorate of Secondary Education	1	376	153	151	20	131	2
29.	Directorate of Higher Education	1	37	177	177	0	177	0
30.	Directorate of Social Welfare & Social Education	1	9	127	111	0	111	16
31.	Directorate of Youth Affairs & Sports	1	1	13	13	0	13	0
32.	Revenue Department	1	32	41	41	2	39	0
33.	Directorate of Relief, Rehabilitation & Disaster Management	1	2	0	0	0	0	0
34.	Home Department	5	40	450	448	0	448	2
35.	Prisons Directorate	1	14	37	37	0	37	0
36.	Director General of Police, Tripura	1	36	393	391	33	358	2
37.	Directorate of Fire Service	1	1	9	9	0	9	0
38.	State Forensic Science Laboratory	1	2	10	10	3	7	0
39.	Directorate of Prosecution	1	1	1	1	0	1	0
40.	Director of Planning (P&C) Department	1	1	3	3	0	3	0
41.	Directorate of Economics & Statistics	1	5	0	0	0	0	0
42.	Election Department	1	1	29	29	0	29	0
43.	Labour Directorate	1	1	31	28	0	28	3
44.	Directorate of Employment Services & Manpower Planning	1	7	5	5	0	5	0

Sl. No.	Name of the Department	No. of FAAS	No. of SPIOs	No. of requests received during the year	No. of requests disposed during the year	No. of requests rejected during the year	No. of requests allowed during the year	pending during the year
45.	Factories & Boilers Organization	1	3	6	6	1	5	0
46.	Directorate of Land Records & Settlement	1	1	2910	2910	100	2810	0
47.	Department of Science, Technology & Environment	5	10	33	33	0	33	0
48.	Directorate of Bio-Technology	1	1	4	4	0	4	0
49.	Directorate of Audit	1	1	3	3	0	3	0
50.	General Administration (SA) Department	1	1	15	15	0	15	0
51.	General Administration (P&T) Department	1	1	42	42	0	42	0
52.	General Administration (P&S) Department	1	1	15	15	0	15	0
53.	General Administration (A.R) Department	1	1	17	17	0	17	0
54.	General Administration (C & C ) Department	1	1	5	5	0	5	0
55.	General Administration (Political) Department	1	1	1	1	0	1	0
56.	Finance Department	4	4	61	61	0	61	0
57.	Commissioner of Taxes	1	1	29	29	0	29	0
58.	Law Department	1	1	35	35	0	35	0
59.	Directorate of Information & Cultural Affairs	1	1	27	27	0	27	0
60.	Commissioner of Departmental Inquiries							
61.	Vigilance Organization	1	1	8	8	0	8	0
62.	Lokayukta	1	1	2	2	0	2	0
63.	Governor's Secretariat	1	1	8	8	0	8	0
64.	High Court of Tripura	1	1	136	129	0	129	7
65.	Assembly Secretariat	1	1	14	14	0	14	0
66.	T.T.A.A.D.C.	1	82	26	26	0	26	0
67.	SIPARD	1	1	1	1	0	1	0
68.	State Council of Educational Research & Training	1	1	3	3	0	3	0
69.	Tripura Public Service Commission	1	2	71	65	0	65	6
70.	The Police Accountability Commission, Tripura							

Sl. No.	Name of the Department	NO. OF FAAS	No. of SPIOs	No. of requests received during the year	No. of requests disposed during the year	No. of requests rejected during the year	No. of requests allowed during the year	No. of request pending during the year
71.	Tripura Human Rights Commission	1	1	2	2	0	2	0
72.	Tripura State Election Commission	1	1	2	2	0	2	0
73.	Tripura Information Commission	1	1	26	26	0	26	0
74.	Tripura Commission for Women.	1	1	33	33	0	33	0
75.	Tripura Board of Secondary Education	1	1	26	25	2	23	1
76.	Tripura Housing & Construction Board	1	1	5	5	0	5	0
77.	Tripura State Pollution Control Board	1	1	20	20	0	20	0
78.	Tripura Board of Wakf	1	1	3	3	0	3	0
79.	Tripura Khadi & Village Industries Board	1	1	24	24	1	23	0
80.	Tripura Tea Development Corporation Ltd.	1	1	2	2	0	2	0
81.	Tripura Tourism Development Corporation Ltd.	1	6	9	9	0	9	0
82.	Agartala Municipal Corporation	1	16	167	167	0	167	0
83.	Tripura Small Industries Corporation Ltd.	1	1	0	0	0	0	0
84.	T.F.D.P.C.Ltd	1	7	42	42	2	40	0
85.	Tripura Handlooms, Handicrafts & Development Corp. Ltd.	1	1	11	11	0	11	0
86.	Tripura Jute Mills Ltd.							
87.	Gomati Cooperative Milk Producers' Union Ltd.	1	1	4	4	0	4	0
88.	ICFAI University	1	2	2	2	0	2	0
89.	Tripura Gramin Bank	1	1	23	23	0	23	0
	<b>Total</b>	<b>103</b>	<b>2453</b>	<b>7311</b>	<b>7256</b>	<b>169</b>	<b>7087</b>	<b>55</b>

3.3 The Commission has analysed the category of information sought as to service related information, project related information, scheme related information, information relating to examination, delivery of services, land issue, recruitment related information and other information. The information is provided in Table 5

**Category wise information sought under RTI during 2018-19**

**Table: 5**

SIL. No.	Name of Department	Service related information	Project related information	Govt. Scheme related information	Govt. policy related information	Examination related information	On delivery of services by Govt. Dept.	Land related issues	Recruitment related information	Any Others
1.	Directorate of Agriculture	7	28	19	0	0	0	0	0	4
2.	Directorate of Horticulture & Soil Conservation	0	0	10	0	0	0	0	0	0
3.	Directorate of Animal Resources Dev. Department	22	0	6	3	0	0	0	4	0
4.	Department of Fisheries	3	0	0	3	0	0	5	1	0
5.	Department of Forests	35	18	4	13	10	0	29	16	159
6.	Department of Cooperation	5	0	0	0	0	0	3	0	44
7.	Rural Development Department	3	0	5	0	0	0	0	1	2
8.	Panchayat Department	14	41	65	16	5	0	18	36	72
9.	Public Works Department (R&B)	49	51	23	2	0	0	4	1	19
10.	Public Works Department(DWS)	6	4	12	2	0	0	2	3	6
11.	Public Works Department(WR)	35	2	4	0	1	0	0	1	0
12.	Directorate of Urban Development	0	0	0	0	0	0	0	0	0
13.	Transport Department	2	0	0	2	0	0	0	3	88
14.	Directorate of Industries & Commerce	47	14	17	6	0	0	3	9	16

SL. No.	Name of Department	Service related information	Project related information	Govt. Scheme related information	Govt. policy related information	Examination related information	On delivery of services by Govt. Dept.	Land related issues	Recruitment related information	Any Others
15.	Directorate of Handloom Handicrafts & Sericulture	2	3	0	0	0	0	0	0	3
16.	Directorate of Information Technology	0	0	0	0	0	0	0	0	1
17.	Directorate of Food, Civil Supplies & Consumer Affairs	1	0	7	2	0	0	0	0	167
18.	Directorate of Health Services	117	3	66	3	4	0	1	46	93
19.	Directorate of Family Welfare & P.M.	10	3	4	0	7	0	0	6	97
20.	Office of the Deputy Drugs Controller	24	0	0	0	0	0	0	0	0
21.	Tribal Welfare Department	12	0	10	0	0	0	0	0	24
22.	Directorate of TRP & PVTG	2	2	0	0	0	0	0	0	0
23.	Tripura Tribal Research & Cultural Institute	2	0	3	0	0	0	0	0	0
24.	Directorate for Welfare of Scheduled Castes	0	2	0	8	2	0	0	0	10
25.	Directorate for Welfare of OBCs	7	0	0	0	0	0	0	0	3
26.	Directorate of Sainik Welfare	0	0	0	0	0	0	0	0	0
27.	Directorate of Elementary Education	5	4	3	11	0	0	0	9	7
28.	Directorate of Secondary Education	95	1	19	0	5	0	2	6	25
29.	Directorate of Higher Education	69	15	22	20	10	0	5	26	10
30.	Directorate of Social Welfare & Social Education	25	22	32	2	0	0	0	5	41
31.	Directorate of Youth Affairs & Sports	3	0	0	0	0	0	0	0	10
32.	Revenue Department	0	2	0	3	0	0	14	10	12
33.	Directorate of Relief, Rehabilitation & Disaster Management	0	0	0	0	0	0	0	0	0
34.	Home Department	111	0	5	6	2	0	0	19	307
35.	Prisons Directorate	14	0	0	0	0	0	0	0	23

S. No.	Name of Department	Service related information	Project related information	Govt. Scheme related information	Govt. policy related information	Examination related information	On delivery of services by Govt. Dept.	Land related issues	Recruitment related information	Any Others
36.	Director General of Police, Tripura	97	0	4	2	2	0	0	18	270
37.	Directorate of Fire Service	1	0	0	0	0	0	0	8	0
38.	State Forensic Science Laboratory	1	0	0	0	0	0	0	0	9
39.	Directorate of Prosecution	1	0	0	0	0	0	0	0	0
40.	Director of Planning (P&C) Department	0	3	0	0	0	0	0	0	0
41.	Directorate of Economics & Statistics	0	0	0	0	0	0	0	0	0
42.	Election Department	0	0	0	0	0	0	0	0	29
43.	Labour Directorate	0	0	0	16	1	0	0	0	14
44.	Directorate of Employment Services & Manpower Planning	0	0	0	0	0	0	0	0	5
45.	Factories & Boilers Organization	0	0	0	0	0	0	0	0	6
46.	Directorate of Land Records & Settlement	1	0	0	0	0	0	2908	1	0
47.	Department of Science, Technology & Environment	4	1	2	2	0	0	0	2	22
48.	Directorate of Bio-Technology	1	0	0	2	0	0	0	1	0
49.	Directorate of Audit	2	0	0	0	0	0	0	0	1
50.	General Administration (SA) Department	9	0	0	0	0	0	0	0	6
51.	General Administration (P&T) Department	38	0	0	3	0	0	0	0	1
52.	General Administration (P&S) Department	1	1	0	0	0	0	0	0	13
53.	General Administration (A.R.) Department	0	0	0	0	0	0	0	0	17
54.	General Administration (C & C) Department	2	0	1	2	0	0	0	0	0
55.	General Administration (Political) Department	0	0	0	1	0	0	0	0	0
56.	Finance Department	27	0	21	1	0	0	0	1	11



SL. No.	Name of Department	Service related information	Project related information	Govt. Scheme related information	Govt. policy related information	Examination related information	On delivery of services by Govt. Dept.	Land related issues	Recruitment related information	Any Others
57.	Commissioner of Taxes	5	0	0	0	0	0	0	0	24
58.	Law Department	28	3	0	2	0	0	0	2	0
59.	Directorate of Information & Cultural Affairs	1	1	1	2	1	0	0	19	2
60.	Commissioner of Departmental Inquiries									
61.	Vigilance Organization	1	0	0	0	0	0	0	0	7
62.	Lokayukta	0	0	0	0	0	0	0	0	2
63.	Governor's Secretariat	1	0	0	0	0	0	0	0	7
64.	High Court of Tripura	0	0	0	0	12	0	1	0	123
65.	Assembly Secretariat	2	0	0	2	0	0	0	6	4
66.	T.T.A.A.D.C.	12	1	0	1	0	0	1	6	5
67.	SIPARD	0	0	0	0	0	0	0	0	1
68.	State Council of Educational Research & Training	0	0	0	0	1	0	0	0	2
69.	Tripura Public Service Commission	0	0	0	0	55	0	0	0	16
70.	The Police Accountability Commission, Tripura									
71.	Tripura Human Rights Commission	0	0	0	0	0	0	0	0	2
72.	Tripura State Election Commission	0	0	0	0	0	0	0	0	2
73.	Tripura Information Commission	0	0	0	0	1	0	0	0	25
74.	Tripura Commission for Women	1	0	0	0	0	0	0	0	32
75.	Tripura Board of Secondary Education	3	0	0	0	14	0	0	0	9
76.	Tripura Housing & Construction Board	2	0	1	1	0	0	0	0	1
77.	Tripura State Pollution Control Board	2	0	1	0	0	0	0	0	17

Sr. No.	Name of Department	Service related information	Project related information	Govt. Scheme related information	Govt. policy related information	Examination related information	On delivery of services by Govt. Dept.	Land related issues	Recruitment related information	Any Others
78.	Tripura Board of Wakf	0	0	0	0	0	0	3	0	0
79.	Tripura Khadi & Village Industries Board	18	5	0	0	0	0	0	0	1
80.	Tripura Tea Development Corporation Ltd.	1	0	1	0	0	0	0	0	0
81.	Tripura Tourism Development Corporation Ltd.	2	1	5	0	0	0	1	0	0
82.	Agartala Municipal Corporation	11	5	15	5	0	0	6	1	124
83.	Tripura Small Industries Corporation Ltd.	0	0	0	0	0	0	0	0	0
84.	T.F.D.P.C.Ltd	3	0	4	1	2	0	0	0	32
85.	Tripura Handlooms, Handicrafts & Development Corp.Ltd	0	0	0	0	0	0	0	0	11
86.	Tripura Jute Mills Ltd.									
87.	Gomati Cooperative Milk Producers' Union Ltd.	1	3	0	0	0	0	0	0	0
88.	ICFAI University	0	0	1	0	0	1	0	0	0
89.	Tripura Gramin Bank	2	2	2	1	0	0	0	8	8
	<b>Total</b>	<b>1008</b>	<b>241</b>	<b>395</b>	<b>146</b>	<b>135</b>	<b>1</b>	<b>3006</b>	<b>275</b>	<b>2104</b>

**3.4** The following Table gives the applications received for information from rural and urban areas of the State

**Table: 6**

<b>Status of Applicant Requesting for information under RTI Act .</b>			
<b>Sl. No.</b>	<b>Name of the Department</b>	<b>Urban</b>	<b>Rural</b>
<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>
1	Directorate of Agriculture	49	9
2	Directorate of Horticulture & Soil Conservation	10	
3	Directorate of Animal Resources Dev. Department	31	4
4	Department of Fisheries	12	0
5	Department of Forests	189	95
6	Department of Cooperation	38	14
7	Rural Development Department	5	6
8	Panchayat Department	28	239
9	Public Works Department (R&B)	108	41
10	Public Works Department(DWS)	24	11
11	Public Works Department(WR)	23	20
12	Directorate of Urban Development	0	0
13	Transport Department	87	8
14	Directorate of Industries & Commerce	95	17
15	Directorate of Handloom Handicrafts & Sericulture	6	2
16	Directorate of Information Technology	1	0
17	Directorate Food, Civil Supplies & Consumer Affairs	116	61
18	Directorate of Health Services	295	38
19	Directorate of Family Welfare & P.M.	40	87
20	Office of the Deputy Drugs Controller	22	2
21	Tribal Welfare Department	30	16
22	Directorate of TRP & PVTG	3	1
23	Tripura Tribal Research & Cultural Institute	0	5
24	Directorate for Welfare of Scheduled Castes	19	3
25	Directorate for Welfare of OBCs	9	1

Sl. No.	Name of the Department	Urban	Rural
26	Directorate of Sainik Welfare Board	0	0
27	Directorate of Elementary Education	26	13
28	Directorate of Secondary Education	134	19
29	Directorate of Higher Education	161	16
30	Directorate of Social Welfare & Social Education	72	55
31	Directorate of Youth Affairs & Sports	10	3
32	Revenue Department	26	15
33	Directorate of Relief, Rehabilitation & Disaster Management	0	0
34	Home Department	281	169
35	Prisons Directorate	37	0
36	Director General of Police, Tripura	241	152
37	Directorate of Fire Service	3	6
38	State Forensic Science Laboratory	8	2
39	Directorate of Prosecution	1	0
40	Director of Planning (P&C) Department	3	0
41	Directorate of Economics & Statistics	0	0
42	Election Department	26	3
43	Labour Directorate	24	7
44	Directorate of Employment Services & Manpower Planning	4	1
45	Factories & Boilers Organisation	6	0
46	Directorate of Land Records & Settlement	1862	1048
47	Department of Science, Technology & Environment	33	0
48	Directorate of Bio-Technology	4	0
49	Directorate of Audit	3	0
50	General Administration (SA) Department	12	3
51	General Administration (P&T) Department	40	2
52	General Administration (P&S) Department	2	13
53	General Administration (A.R.) Department	17	0
54	General Administration (C & C ) Department	4	1
55	General Administration (Political) Department	1	0
56	Finance Department	54	7
57	Commissioner of Taxes	27	2
58	Law Department	4	31
59	Directorate of Information & Cultural Affairs	17	10
60	Commissioner of Departmental Inquiries	0	0
61	Vigilance Organization	8	0
62	Lokayukta	2	0
63	Governor's Secretariat	8	0
64	High Court of Tripura	127	9

Sl. No.	Name of the Department	Urban	Rural
65	Assembly Secretariat	11	3
66	T.T.A.A.D.C.	20	6
67	SIPARD	0	1
68	State Council of Educational Research & Training	2	1
69	Tripura Public Service Commission	52	19
70	The Police Accountability Commission, Tripura		
71	Tripura Human Rights Commission	2	0
72	Tripura State Election Commission	2	0
73	Tripura Information Commission	21	5
74	Tripura Commission for Women	25	8
75	Tripura Board of Secondary Education	23	3
76	Tripura Housing & Construction Board	5	0
77	Tripura State Pollution Control Board	20	0
78	Tripura Board of Wakf	3	0
79	Tripura Khadi & Village Industries Board	24	0
80	Tripura Tea Development Corporation Ltd.	2	0
81	Tripura Tourism Development Corporation Ltd.	8	1
82	Agartala Municipal Corporation	167	0
83	Tripura Small Industries Corporation Ltd.	0	0
84	T.F.D.P.C. Ltd	39	3
85	Tripura Handlooms, Handicrafts & Sericulture Development Corporation Ltd.		
86	Tripura Jute Mills Ltd.	0	0
87	Gomati Cooperative Milk Producers' Union Ltd.	4	0
88	ICFAI University	2	0
89	Tripura Gramin Bank	17	6
	Total	4988	2323

3.5 Under the RTI Act, a citizen desiring to obtain information shall make an application with prescribed fees. Rule 7 of Tripura Right to Information Rules, 2008 prescribes Rs.10/- as the application fee. However, no fee is chargeable for the people belonging to BPL category as per proviso of section 7(5) of the RTI Act. The Tripura Right to Information Rules, 2008 have also prescribed the additional fees to be paid by the information seeker which is Rs.2/- per page of information as per section 7(1) read with Rule 7 of Tripura Right to Information Rules, 2008. The status of fees collected by the various Public Authorities during the year 2018-19 is given in following Table 7

**Table-7**

Sl. No.	Name of the Department	Fees collected u/s 6(1) in (Rupees)	Fees collected u/s 6(2) in (Rupees)
1	2	3	4
1.	<i>Directorate of Agriculture</i>	300	36
2.	<i>Directorate of Horticulture &amp; Soil Conservation</i>	70	0
3.	<i>Directorate of Animal Resources Dev. Department</i>	280	622
4.	<i>Department of Fisheries</i>	90	60
5.	<i>Department of Forests</i>	1630	5712
6.	<i>Department of Cooperation</i>	440	4230
7.	<i>Rural Development Department</i>	20	10
8.	<i>Panchayat Department</i>	1006	1937
9.	<i>Public Works Department (R&amp;B)</i>	810	3150
10.	<i>Public Works Department(DWS)</i>	220	2
11.	<i>Public Works Department(WR)</i>	230	38
12.	<i>Directorate of Urban Development</i>	0	0
13.	<i>Transport Department</i>	920	35
14.	<i>Directorate of Industries &amp; Commerce</i>	680	192
15.	<i>Directorate of Handloom Handicrafts &amp; Sericulture</i>	80	0
16.	<i>Directorate of Information Technology</i>	10	0
17.	<i>Directorate of Food, Civil Supplies &amp; Consumer Affairs</i>	970	968
18.	<i>Directorate of Health Services</i>	2550	4986
19.	<i>Directorate of Family Welfare &amp; P.M.</i>	600	300
20.	<i>Office of the Deputy Drugs Controller</i>	200	297

Sl. No.	Name of the Department	Fees collected u/s 6(1) in (Rupees)	Fees collected u/s 6(2) in (Rupees)
21.	<i>Tribal Welfare Department</i>	330	782
22.	<i>Directorate of TRP &amp; PVTG</i>	50	60
23.	<i>Tripura Tribal Research &amp; Cultural Institute</i>	50	0
24.	<i>Directorate for Welfare of Scheduled Castes</i>	130	146
25.	<i>Directorate for Welfare of OBCs</i>	80	2
26.	<i>Directorate of Sainik Welfare Board</i>	0	0
27.	<i>Directorate of Elementary Education</i>	270	950
28.	<i>Directorate of Secondary Education</i>	1290	575
29.	<i>Directorate of Higher Education</i>	1820	362
30.	<i>Directorate of Social Welfare &amp; Social Education</i>	610	630
31.	<i>Directorate of Youth Affairs &amp; Sports</i>	130	556
32.	<i>Revenue Department</i>	270	204
33.	<i>Directorate of Relief, Rehabilitation &amp; Disaster Management</i>	0	0
34.	<i>Home Department</i>	2710	1143
35.	<i>Prisons Directorate</i>	280	278
36.	<i>Office of the D.G. Police, Tripura</i>	2420	943
37.	<i>Directorate of Fire Service</i>	60	0
38.	<i>State Forensic Science Laboratory</i>	30	0
39.	<i>Directorate of Prosecution</i>	0	0
40.	<i>Director of Planning (P&amp;C) Department</i>	20	0
41.	<i>Directorate of Economics &amp; Statistics</i>	0	0
42.	<i>Election Department</i>	200	284
43.	<i>Labour Directorate</i>	240	296
44.	<i>Directorate of Employment Services &amp; Manpower Planning</i>	40	0
45.	<i>Factories &amp; Boilers Organization</i>	60	0
46.	<i>Directorate of Land Records &amp; Settlement</i>	28630	26904
47.	<i>Department of Science, Technology &amp; Environment</i>	130	78
48.	<i>Directorate of Bio-Technology</i>	0	0
49.	<i>Directorate of Audit</i>	10	0
50.	<i>General Administration (SA) Department</i>	100	272
51.	<i>General Administration (P&amp;T) Department</i>	380	1006
52.	<i>General Administration (P&amp;S) Department</i>	150	962
53.	<i>General Administration (A.R.) Department</i>	60	1400
54.	<i>General Administration (C &amp; C ) Department</i>	10	4
55.	<i>General Administration (Political) Department</i>	10	0
56.	<i>Finance Department</i>	530	912
57.	<i>Commissioner of Taxes</i>	240	276
58.	<i>Law Department</i>	150	355
59.	<i>Directorate of Information &amp; Cultural Affairs</i>	0	0

Sl. No.	Name of the Department	Fees collected u/s 6(1) in (Rupees)	Fees collected u/s 6(2) in (Rupees)
60.	<i>Commissioner of Departmental Inquiries</i>		
61.	<i>Vigilance Organization</i>	80	0
62.	<i>Lokayukta</i>	20	2
63.	<i>Governor's Secretariat</i>	10	20
64.	<i>High Court of Tripura</i>	630	660
65.	<i>Assembly Secretariat</i>	130	438
66.	<i>T.T.A.A.D.C.</i>	130	128
67.	<i>SIPARD</i>	0	0
68.	<i>State Council of Educational Research &amp; Training</i>	30	44
69.	<i>Tripura Public Service Commission</i>	700	460
70.	<i>The Police Accountability Commission, Tripura</i>		
71.	<i>Tripura Human Rights Commission</i>	30	444
72.	<i>Tripura State Election Commission</i>	0	0
73.	<i>Tripura Information Commission</i>	260	0
74.	<i>Tripura Commission for Women</i>	290	320
75.	<i>Tripura Board of Secondary Education</i>	190	70
76.	<i>Tripura Housing &amp; Construction Board</i>	50	0
77.	<i>Tripura State Pollution Control Board</i>	110	0
78.	<i>Tripura Board of Wakf</i>	30	22
79.	<i>Tripura Khadi &amp; Village Industries Board</i>	150	0
80.	<i>Tripura Tea Development Corporation Ltd.</i>	0	0
81.	<i>Tripura Tourism Development Corporation Ltd.</i>	20	10
82.	<i>Agartala Municipal Corporation</i>	1310	266
83.	<i>Tripura Small Industries Corporation Ltd.</i>	0	0
84.	<i>T.F.D.P.C.Ltd</i>	270	3924
85.	<i>Tripura Handlooms, Handicrafts &amp; Development Corp. Ltd</i>	100	114
86.	<i>Tripura Jute Mills Ltd.</i>		
87.	<i>Gomati Cooperative Milk Producers' Union Ltd.</i>	0	0
88.	<i>ICFAI University</i>	0	0
89.	<i>Tripura Gramin Bank</i>	160	5
	<b>TOTAL</b>	<b>57296</b>	<b>68882</b>



### **3.6 Disposal of First Appeals:**

Section 19(1) of the RTI Act has provision for filing first appeal if any information seeker is aggrieved by the order of the SPIO. Any person who, does not receive information within the time prescribed under section 7 or aggrieved by decision of SPIO under Clause-(a) of sub-section(3) of Section 7, may file the first appeal within 30 days to the First Appellate Authority so nominated who is senior in rank to SPIO. Under Section 19(6) of the Act, an appeal under sub-section (1) of Section 19 shall be disposed of by the FAA within 30 days of the receipt of the appeal or within such extended period not exceeding a total of 45 days from the date of filing thereof as the case may be for reasons recorded in writing. During the year 2018-19, **340** first appeals were filed with the FAAs of which **306** were disposed of.

## Chapter-IV

### Appeals and Complaints to the Commission

4.1 The Tripura Information Commission is mandated under Section 18(1) of the RTI Act, 2005 to receive complaints and enquire into the complaints. The relevant provisions of Section 18(1) are reproduced below:

" 18(1): Subject to the provisions of this Act, it shall be the duty of the Central Information Commission or State Information Commission, as the case may be, to receive and inquire into a complaint from any person-

- (a) who has been unable to submit a request to a Central Public Information Officer or State Public Information Officer, as the case may be either by reason that no such officer has been appointed under this Act, or because the Central Assistant Public information Officer or State Assistant Public Information Officer as the case may be, has refused to accept his or her application for information or appeal under this Act for forwarding the same to the Central Public Information Officer or State Public Information Officer or senior officer specified in sub-section (1) of Section 19 or the Central Information Commission or the State Information Commission, as the case may be;
- (b) who has been refused access to any information requested under this Act;
- (c) who has not been given a response to a request for information or access to information within the time limit specified under this Act;
- (d) who has been required to pay an amount of fee which he or she considers unreasonable;
- (e) who believes that he or she has been given incomplete, misleading or false information under this Act; and
- (f) in respect of any other matter relating to requesting or obtaining access to records under this Act "

In addition to receipt and disposal of complaints, the Commission has the appellate jurisdiction to receive second appeals arising out of the orders/decisions of the SPIOs and FAAs. The relevant Section 19(3) is reproduced below:

"Section 19(3): A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should have been made or was actually received, with the State Information Commission. Provided the State

Information Commission may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time".

4.2 During the year 2018-19, the Commission has received Appeals/Complaints and disposed of cases. A comparative statement of the year-wise position of receipt and disposal of appeals/complaints is as under

Table: 8

**STATUS OF APPEALS & COMPLAINTS RECEIVED/DECIDED BY THE COMMISSION OVER THE YEARS 2018-19**

<b><u>FINANCIAL YEAR</u></b>	<b><u>APPEALS/COMPLAINTS RECEIVED DURING THE YEARS</u></b>	<b><u>APPEALS/COMPLAINTS DECIDED DURING THE YEARS</u></b>
2005-06	0	0
2006-07	47	47
2007-08	86	86
2008-09	86	86
2009-10	86	86
2010-11	140	140
2011-12	94	94
2012-13	40	40
2013-14	43	43
2014-15	104	104
2015-16	171	170
2016-17	136	136
2017-18	119	119
2018-19	73	73

## Chapter-V

### Suggestions and Recommendations

Under Section 25(3)(g) the Tripura Information Commission shall give its recommendations as part of the Annual Report. The Commission would like to make a few recommendations this year as well:-

- i) It is seen that of the **7311** cases were received for information, **7087** cases were disposed by allowing the information and **169** cases were rejected. However, the number of appeals arising out of this to the First Appellate Authorities and Appeals/Complaints to the State Information Commission indicate that the information has been given wholly or partially leaving as grievance to information seekers moving higher forum with appeal or complaint. The Heads of Departments of the Government should sensitize the SPIOs under them for prompt and expeditious disposal of the applications under RTI Act duly keeping the provisions of the Act in view.
- ii) Section 4(1)(b) mandated that every Public Authority shall publish information relating to the items listed in that section. This pro-active disclosure is required as per Section 4(1)(b) of the Act. The information as is required under 4(1)(b) is not available on many Departments' Websites. Pro-active disclosure of information in a digitized regime will significantly reduce the filing of RTI Applications seeking information by the citizens as they can freely access such information from the Websites. The Commission would like to reiterate that the Government direct the Departments for taking necessary steps for proactive disclosure under Section 4(1)(b) of the RTI Act.

**GOVERNMENT OF TRIPURA**  
**GENERAL ADMINISTRATION (AR) DEPARTMENT**

No. F. 3(5)-GIA(AR)/2005/VI

Dated, Agartala, the 27<sup>th</sup> Sept., 2005

**NOTIFICATION**

In exercise of the powers conferred by Section 24(4) of the Right to Information Act, 2005, it is hereby notified that the Right to Information Act, 2005 shall not apply to the Home (Police) Department of the Government of Tripura including its Forensic Science Laboratory ;

Provided that the said Act, 2005 shall apply to the Home (Police) Department in respect of any information pertaining to any allegation of corruption and human rights violation.

Provided further that if the information sought for is in respect of allegations of violation of human rights, the information shall only be provided after the approval of the State Information Commission and, notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request.

2. This takes immediate effect.

(L. B. Dasgupta)  
Addl. Secretary to the  
Government of Tripura

Copy to:-

- 1) The Special Secretary to the Governor, Tripura, Raj Bhavan, Kanchaban, Agartala.
- 2) PS to all Ministers.

No.F.3(5)-GA(AR)/2005/VI/1382  
Government of Tripura  
General Administration(AR) Department  
Ph. No. 0381 241 8019, E-mail ID: [gaar.agt-tr@nic.in](mailto:gaar.agt-tr@nic.in)

\*\*\*

Dated, Agartala the 13<sup>th</sup> July, 2015

**NOTIFICATION**

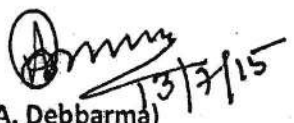
In exercise of the powers conferred by Section 24(4) of Right to Information Act, 2005, it is hereby notified that the Right to Information Act, 2005 shall not apply to the Home (Police) Department of the Government of Tripura including its Forensic Science Laboratory.

Provided that the said Act, 2005 shall apply to the Home (Police) Department in respect of any information pertaining to any allegation of corruption and human rights violation and the administrative functions not related to security and intelligence.

Provided further that if the information sought for is in respect of allegation of violation of human rights, the information shall only be provided after approval of the State Information Commission and, notwithstanding anything contained in section 7, such information shall be provided within forty-five days from the date of the receipt of request.

This is issued in supersession of the earlier notification issued vide even number date 27<sup>th</sup> September, 2005.

This takes immediate effect.

  
(A. Debbarma)  
13/7/15  
Joint Secretary to the  
Government of Tripura

To

\_\_\_\_\_  
\_\_\_\_\_

Copy to:

1. The Secretary to the Governor Tripura, Raj Bhavan Kunjaban Agartala.
2. The PS to All Ministers.
3. The PS to the Chief Secretary.
4. The All Heads of Departments.



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 06 of 2018-19

Shri Saumit Das, S/o Late Narayan Chandra Das, Block-8, Type-IV Quarter No.22,  
Malancha Niwas Quarter Complex, Kunjaban, Agartala-799006.

.....Appellant

**VERSUS**

1. The First Appellate Authority, Directorate of Agriculture, Government of Tripura, Agartala.
2. The State Public Information Officer, Office of the Executive Engineer, West, Department of Agriculture, Government of Tripura, Paradise Chowmuhani, Agartala, West Tripura.

.....Respondents

In the matter of an Appeal under section 19(3) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

- |                           |                         |
|---------------------------|-------------------------|
| 1. For the Appellant:     | Shri Saumit Das         |
| 2. For the Respondent:    | Shri Ajoy Jamatia, SPIO |
| 3. Date of filing Appeal: | 02.04.2018              |
| 4. Date of Hearing:       | 23.5.2018               |
| 5. Date of order:         | 23.5.2018               |

**ORDER**

Shri Saumit Das filed an RTI Application before the SPIO in the office of the Executive Engineer, West, Agriculture Department, Government of Tripura on 8.2.2018 seeking some information about market infrastructure development at Veluarchar under Sepahijala district. Having not got any information, Shri Saumit Das filed first appeal before the Director of Agriculture, Government of Tripura who is the First Appellate Authority (FAA) on 23.3.2018. The FAA had not heard the appeal filed before him. Though no order was passed, the FAA instructed the SPIO to supply the information and the SPIO supplied information. Aggrieved by the non-disclosure of the information, Shri Saumit Das approached this Commission on 2.4.2018 with the second appeal which was admitted and



2. ~~Order~~ for hearing today, the 23.5.2018 duly issuing summons to the Respondents and notice to the Appellant.

2. During hearing Shri Saumit Das, the Appellant, was present. The SPIO, Shri Ajoy Jamatia, Executive Engineer, was also present. The SPIO and the Appellant were heard. It is seen that the Appellant Shri Saumit Das made as many as 9 (nine) queries in his RTI Application dated 8.2.2018 to the SPIO all about the market infrastructure development at Veluarchar in Sepahijla district and it was discussed item-wise as under:

I) With regard to item (a), (c) & (d), the Appellant stated that he had got the information.

II) Regarding item (b) about Panchayat Resolution by the Gram Panchayat depicting 14 number of Charter of demands, the Appellant stated that it was not supplied. However, during hearing the same was handed over as directed by the Commission by the SPIO.

III) With regard item (e), the information was not supplied. It was stated by the SPIO that it was not found in the file. The Commission directs the SPIO to allow inspection of the file or files on the subject as per the File Index Register for inspection by Shri Saumit Das and he can verify whether this particular paper is available and, if available, the same should be supplied, if the applicant so desires.

IV) As far as item (f) is concerned, a copy of memorandum dated 22.12.2014 was supplied to the Appellant. However, the Appellant wanted the letter issued by the Executive Engineer, Agartala Engineering Division (West) vide No.F.12(4)-Agri/EE(W)/2011-12/Part/2629-37 dated 6.12.2014 which was not supplied. Since it is related to his query, the SPIO should supply copy of the said letter.

V) With regard to item (g), the Appellant stated that only tentative deviation statement was supplied but not the final one. The SPIO is directed to supply the copy of the final deviation statement, in case final deviation statement is already prepared and available on record.

VI) Item (h) was not supplied by the SPIO. He is directed to supply in case such approvals are given by the competent authority.

VII) With regard to item (i) the SPIO cannot be asked about whether there was excess payment or otherwise on account of income tax or service tax as it is an

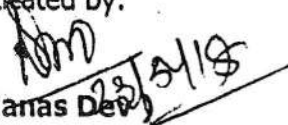


opinion or interpretation and hence not covered by the definition of Information. However, if the information seeker files application seeking information about gross payments made to the contractors and income tax, service tax deducted, the same can be considered by the SPIO. However, this information is already available with the Appellant.

3. With the above orders, the Appeal stands disposed of.
4. Copy of this order should be sent to the Appellant and the Respondents.

Sd/-  
( K.V.Satyanarayana )  
State Chief Information Commissioner

Authenticated by:

  
( Dr. Manas Dev )  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

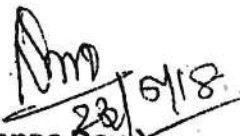
Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 06 of 2018-19 / 1689-92

Dated: 23.5.2018

Copy to:

1. Shri Saumit Das, S/o Late Narayan Chandra Das, Block-8, Type-IV Quarter No.22, Malancha Niwas Quarter Complex, Kunjaban, Agartala-799006.
2. The Director, Agriculture, Government of Tripura (First Appellate Authority) Directorate of Agriculture, Government of Tripura, Agartala.
3. The State Public Information Officer, Office of the Executive Engineer, West, Department of Agriculture, Government of Tripura, Paradise Chowmuhani, Agartala, West Tripura.
4. Guard file.

  
( Dr. Manas Dev )  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 07 of 2018-19

Shri Santosh Bahadur, Retired Deputy Superintendent (Jail), Thakur Palli Road,  
Krishnanagar, Behind Satsangh, Agartala, West Tripura-799001.

.....Appellant

**VERSUS**

The State Public Information Officer, Office of the I.G. Prisons, Government of  
Tripura, Agartala, West Tripura.

.....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

**ORDER**

**Dated: 22.5.2018**

The case was earlier heard on 24.4.2018 and it was ordered that notices should be issued to the third parties, namely Shri Abhiram Majumder and Shri Ashu Kumar Jamatia since the information sought is related to a disciplinary proceedings against them as also the information seeker, Shri Santosh Bhadur and summons to the SPIO for their appearance. Accordingly, the case was posted today for hearing duly issuing notice and summons to the parties.

2. At the hearing today, Shri Narendra Debbarma who is the SPIO in the Prisons Directorate was present. The third parties namely, Shri Abhiram Majumder and Shri Ashu Kumar Jamatia were also present. But the Appellant Shri Santosh Bhadur was absent though notice was served upon on him.

3. The facts of the case in brief is that Shri Santosh Bhadur filed an RTI Application before the SPIO seeking copy of the findings relating to the departmental



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 07 of 2018-19 / 1652-54

Dated: 22.5.2018

Copy to:

1. Shri Santosh Bahadur, Retired Deputy Superintendent (Jail), Thakur Palli Road, Krishnanagar, Behind Satsangha, Agartala, West Tripura-799001.
2. The State Public Information Officer, Office of the I.G. Prisons, Government of Tripura, Agartala, West Tripura.
3. Guard file

*Manas Dev*  
22/5/18  
( Dr. Manas Dev )  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 11 of 2018-19

Shri Saumit Das, S/o Late Narayan Chandra Das, Block-8, Type-IV Quarter No.22,  
Malancha Niwas Quarter Complex, Kunjaban, Agartala-799006.

.....Appellant

**V E R S U S**

1. The First Appellate Authority in the Directorate of Agriculture, Government of Tripura, Krishi Bhawan, Agartala-799001.
2. The Assistant Engineer ( Civil), Agartala Agricultural Civil Engineering Sub-division, Department of Agriculture, Government of Tripura, Paradise Chowmuhani, Agartala-799001 (State Public Information Officer), West Tripura.

.....Respondents

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

- |                           |   |
|---------------------------|---|
| 1. For the Appellant:     | Shri Saumit Das   |
| 2. For the Respondent:    | Dr. D.P.Sarkar, Director & FAA<br>Shri Ajoy Jamatia, EE, Agri(W) & SPIO |
| 3. Date of filing Appeal: | 16.5.2018   |
| 4. Date of Hearing:       | 31.5.2018   |
| 5. Date of order:         | 31.5.2018   |

**ORDER**

Shri Saumit Das filed an RTI Application before the SAPIO in the office of the Assistant Engineer, Agriculture Civil Engineering Sub-division, Department of Agriculture, Government of Tripura on 6.3.2018 seeking some information about market infrastructure development at Veluarchar under Sepahijala district. Since the SAPIO did not supply any information, Shri Saumit Das filed first appeal in the Directorate of Agriculture, Government of Tripura on 12.4.2018. Aggrieved by the non-disclosure of the information, Shri Saumit Das filed the second appeal before this Commission on 16.5 .2018 which was admitted and posted for hearing today,



the 31<sup>st</sup> May, 2018 duly issuing summons to the Respondents and notice to the Appellant.

2. During hearing the Appellant Shri Saumit Das was present. From the Respondents' side Dr. D.P.Sarkar, Director, Agriculture who is the First Appellate Authority and Shri Ajoy Jamatia, SPIO were present.

3. The queries made by the Appellant in his RTI Application dated 6.3.2018 were discussed Item-wise and ordered as under:

a) The SPIO is directed to allow inspection to the Appellant to see the project report of the work from which the Appellant can take note of the plinth area of different components.

b) The SPIO is also directed to give the plinth area of the executed work of different components.

c) Regarding components of works as per scope of original project, the SPIO stated that the file relating to MPLAD was missing and that they have already registered a complaint with the Police after failure to trace the file after thorough search for ten days. The department may make attempts to trace out the file. As the file is not available at present, no further direction is being given by the Commission.

d) & (e) Available information has already supplied as stated by the SPIO. Hence, no further directions are being issued.

f) The Appellant admitted that he has received copies of the work orders except the work order in File No.12(4)-Agri/EE/W/2011-12(Part-III)/1295-1302 dated 27.6.2015. Copy of this work order should be supplied by the SPIO to the Appellant.

g) Information has already been supplied.

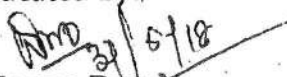
4. With the above orders the appeal is disposed of.

5. Let copy of this order be given to the SPIO and the Appellant.

Sd/-

( K.V.Satyanarayanaa )  
State Chief Information Commissioner

Authenticated by:

  
( Dr. Manas Dev )  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala - 799 006



Appeal No. TIC- 11 of 2018-19 / 1704-1707

Dated: 31.5.2018

Copy to:

1. Shri Saumit Das, S/o Late Narayan Chandra Das, Block-8, Type-IV Quarter No.22, Malancha Niwas Quarter Complex, Kunjaban, Agartala-799006.
2. The First Appellate Authority in the Directorate of Agriculture, Government of Tripura, Krishi Bhawan, Agartala-799001.
3. The Assistant Engineer ( Civil), Agartala Agricultural Civil Engineering Sub-division, Department of Agriculture, Government of Tripura, Paradise Chowmuhani, Agartala-799001 (State Public Information Officer), West Tripura.
4. Guard file.

*Handwritten signature and date*  
31/5/18

( Dr. Manas Dev )

Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 18 of 2018-19

Shri Badal Kanti Choudhury, S/O Manindra Kr. Choudhury, A.K. Road, West Joynagar, Agartala, West Tripura-79900.....Appellant

**VERSUS**

The State Public Information Officer, Tripura State Electricity Corporation Limited, Corporate Office, Bidyut Bhavan, Banamalipur, Agartala.....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**

State Chief Information Commissioner

1. For the Appellant : Shri Badal Kanti Choudhury
2. For the Respondents: Sri S. Chakraborty, DGM (SPIO)
3. Date of filing Appeal: 13.06.2018
4. Date of Hearing : 07.07.2018
5. Date of judgment & order: 07.07.2018

**ORDER**

Shri Badal Kanti Choudhury filed an RTI Application before the SPIO in the office of the Chief Minister's Secretariat, Agartala on 15.11.2017 seeking some information about outstanding bill of different departments of the State and Central Government to TSECL and action taken for outstanding bills against the State/Central Government departments by the authority. He also asked about quantum of transmission loss of electricity and sub-division wise detection of hook line connection and consequent action taken by the authority. The RTI Application was transferred to the SPIO of TSECL, Agartala on 13.12.2017. Receiving no response from the SPIO, TSECL, Shri Badal Kanti Choudhury filed first appeal on

09.03.2018 before the First Appellate Authority of TSECL office, Agartala. The Appellant alleged that FAA did not response his first appeal and thus filed the second appeal before this Commission and the Commission admitted the appeal and posted it for hearing on date.

2. During hearing Sri Badal Kanti Choudhury, the Appellant was present and the Respondent Shri S. Chakraborty, DGM of Corporate office, TSECL who is the SPIO was also present. During hearing, SPIO stated that first appeal was heard by the FAA in presence of the Appellant as well as the Respondent and passed order on the appeal.

3. After hearing the parties at length, the Commission passed the following directions:

i) For item no- 1, the Appellant had earlier also sought the same information for which order was passed by the Commission in Appeal No. TIC-17 of 2013-14. Since, it is repetition of earlier application and the Commission directs the SPIO to give the information for the years 2013-14, 2014-15, 2015-16 and 2016-17 as at the end of the closing year of the respective years.

ii) With reference to item no-2, the SPIO should furnish the information at the close of the financial year of 2017.

iii) For item no-3, during hearing the Appellant clarified that he wanted to know about actions taken by the TSECL. In view of this clarification, the SPIO of TSECL may reply.

iv) For item no-4, the Appellant had asked quantum of transmission loss since 1998. In pursuance of Commissions order in Appeal No TIC-17 of 2013-14, TSECL had already supplied the information from 2005-06 to 2012-13. Hence, SPIO of TSECL should give the quantum of transmission loss from the years 2013-14 to 2016-17. During hearing, SPIO has submitted that they have information about transmission and distribution loss together. Earlier also they have given quantum of transmission and distribution loss. The SPIO is permitted to give the quantum of transmission and distribution loss from the years 2013-14 to 2016-17.



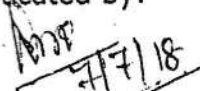
v) For item no-5, the Appellant had asked sub-division wise hook line detection for a number of years. Earlier also, with reference to order of the Commission in Appeal No. TIC-17 of 2013-14, the Corporation had given the information upto 2013. It is voluminous information and hence the Corporation may give total hook line detection for the years 2013-14 and 2014-15 and in respect of 2016-17 division wise hook line detection may be given. The information should be given within 30 (thirty) days of this order.

4. With this, the appeal stands disposed of.

5. Copy of this order should be sent to the Appellant and the Respondent.

Sd/-  
(K.V. Satyanarayanaa)  
State Chief Information Commissioner

Authenticated by:

  
(Dr. Manash Dev)  
Secretary  
Tripura Information Commission

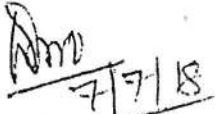
**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 18 of 2018-19 / 1803 - 1804 . Dated: 07.07.2018

Copy to:

1. Shri Badal Kanti Choudhury, S/O Manindra Kr. Choudhury, A.K. Road, West Joynagar, Agartala, West Tripura-79900 (Appellant)
2. The State Public Information Officer, Tripura State Electricity Corporation Limited, Corporate Office, Bidyut Bhavan, Banamalipur, Agartala -Respondent

  
(Dr. Manash Dev)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 26 of 2018-19

Shri Anthony Debbarma, Secretary of BPHRO, Palace Compound, Agartala- 799 001.....Appellant

**V E R S U S**

The State Public Information Officer, Office of the Ambassa Municipal Council, Ambassa, Dhalai, Tripura..... Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Appellant: Shri Anthony Debbarma, the Appellant
2. For the Respondent: Sri D. Sharma for the SPIO
3. Date of filing Appeal: 31.05.2018 but received on 06.06.2018
4. Date of Hearing & Order: 09.11.2018

**ORDER**

Shri Anthony Debbarma filed an RTI application on 31.01.2018 with the SPIO of Ambassa Municipal Council, Ambassa, Dhalai, Tripura seeking some information. Having got no reply within the prescribed time, he preferred first appeal on 06.04.2018 and aggrieved even after first appeal, he filed second appeal with the Commission under RTI Act which was admitted as Appeal No TIC- 26 of 2018-19 and posted for hearing time to time and finally today duly issuing summons to the SPIO and notice to the Appellant.

2. In reply to the summons, the Appellant Sri Anthony Debbarma was present and from the Respondents' side CEO of Ambassa Municipal Council was not present

but deputed Sri D. Sharma, J.E. of Ambassa Municipal Council. The Commission had taken it on records and the case was taken up on merits.

1 : The Appellant had asked copies of the land records/documents of the PMAY beneficiaries in Ambassa Municipal Council and specific numbers of beneficiaries sanctioned under PMAY Scheme. In reply, the SPIO had stated that the information is not available. It may be that the land details of beneficiaries are available prior to the sanction of the houses under PMAY Scheme as is normally done. However, the representative of the SPIO present stated that after verification of the land of those beneficiaries who were within RF land, their sanctions in their cases were cancelled. In the light of this, the Commission allow the information seeker to inspect the records relied upon by the EO of Ambassa Municipal Council for sanction of the houses under PMAY.

2 : The Appellant wanted to have photographs of the houses which were completed. The representative of the SPIO informed that for all the completed houses, the photographs are uploaded and are available on-line and thus, question of providing photographs of the houses does not arise as the information is in public domain. However, the Commission directs the SPIO to inform the information seeker the exact portal/URL along with the link in which the Appellant can access the photographs of the houses completed on-line.

Item No: 4 : The Appellant wanted to have the names of the beneficiaries who had received fund under PMAY Scheme till 29<sup>th</sup> January, 2018 in Ambassa Municipal Council. In reply, the SPIO vide letter dated 23.02.2018 had only mentioned about one beneficiary who had received fund. The SPIO should give all the beneficiaries

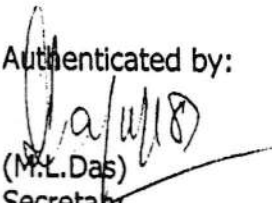
names who had received fund under PMAY Scheme within Ambassa Municipal Council to the Appellant. The CEO should supply the list of the beneficiaries with the fund received to the Appellant.

3. The inspection of the documents should be allowed on a date to be fixed by the SPIO and communicated to the Appellant. The inspection should be conducted on only one day. The remaining information as directed above should be supplied by the SPIO to the Appellant within 20 (twenty) days of the receipt of the order.
4. With this, the appeal case is disposed of.
5. Copy of this order should be sent to the Appellant and the Respondent-SPIO.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

  
(M.L.Das)  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

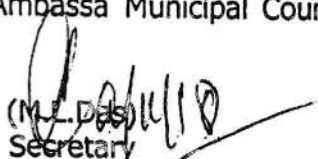
Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 26 of 2018-19 / 2210 -11

Dated: 09.11.2018

Copy to:

1. Shri Anthony Debbarma, Secretary of BPHRO, Palace Compound, Agartala- 799 001-Appellant.
2. The State Public Information Officer, Office of the Ambassa Municipal Council, Ambassa, Dhalai, Tripura - Respondent

  
(M.L.Das)  
Secretary  
Tripura Information Commission



## TRIPURA INFORMATION COMMISSION

P. N. Complex: Gorkhabasti  
Agartala - 799 006

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Appeal Nos. TIC - 27 & 29 of 2018-19

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Sri Asit Choudhury, S/O Late Gobinda Choudhury, Vill- Noagaon, P.O.- Kalibazar, P.S. - Lefunga, West Tripura.....Appellant

Vs

The State Public Information Officer, Office of the Joint Transport Commissioner, Government of Tripura, Paribahan Bhavan, Agartala.....Respondent

---

In the matter of an Appeal under section 19(3) of the Right to Information Act, 2005

### PRESENT

**Shri K. V. Satyanarayanaa, IAS(Retd)**  
State Chief Information Commissioner

For the Appellant: Sri Asit Choudhury, Appellant  
For the Respondent: Sri S. Singh, Asstt. Transport Commr (SPIO)  
Date of filing Appeal: Nil received on 27.07.2017  
Date of hearing: & order: 10.10.2018

### ORDER

Shri Asit Choudhury filed an RTI application on 21.02.2018 with the SPIO of office of the Joint Transport Commissioner, Government of Tripura, Agartala seeking some information. Having not received full information, he filed first appeal before the FAA and finally approached the Commission with second appeal on 17<sup>th</sup> July, 2018 which was



admitted as Appeal No TIC- 27 of 2018-19 and posted for hearing today duly issuing summons to the SPIO and notice to the Appellant.

2. The Appellant also filed another application on 19.12.2017 with the SPIO and aggrieved by the response of the SPIO, he approached the Commission with the second appeal which was admitted as Appeal No TIC- 29 of 2018-19 and posted for hearing today duly issuing summons to the SPIO and notice to the Appellant.

3. During hearing today, Sri S. Singh, Assistant Transport Commissioner who is the SPIO was present from the Respondents side. Sri Asit Choudhury, the Appellant was also present. During hearing, it seen that the subject matter of both the RTI applications are exactly same and hence the appeals are heard together.

4. Earlier, the SPIO had not supplied full information leading to the grievance and afterwards the SPIO post was vacant for sometime due to the transfer of the then SPIO. The Commission had viewed it seriously and asked the department to re-designate the SPIO and in response to the order of the Commission, the department has designated SPIO on 11.09.2018. The SPIO after re-designation had supplied the information on 03.10.2018. But, the Appellant pleaded that he had not received the information. Hence, another copy of information sent on 03.10.2018 was handed over to the Appellant during hearing today and the Appellant had expressed satisfaction with the information given after going through it.



As the information had already been furnished to the satisfaction of the Appellant, there is no further direction from the Commission's side. Two appeals are disposed of with no further direction.

5. With this, the appeals are disposed off.
6. Copy of this order be sent to the Appellant and the Respondent-SPIO.

Sd/-  
**(K. V. Satyanarayana)**  
State Chief Information Commissioner

Authenticated

  
(M. E. Das)  
Secretary

Tripura Information Commission

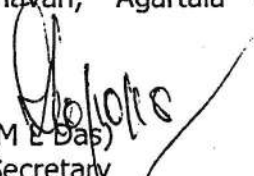
**TRIPURA INFORMATION COMMISSION**  
P.N.COMPLEX: GORKHABASTI: AGARTALA

.....  
Appeal Nos. TIC - 27 & 29 of 2017-18/ 2148-49  
.....

October 10, 2018

Copy to:-

1. Sri Asit Choudhury, S/O Late Gobinda Choudhury, Vill- Noagaon, P.O.- Kalibazar, P.S. - Lefunga, West Tripura (Appellant).
2. The State Public Information Officer, Office of the Joint Transport Commissioner, Government of Tripura, Paribahan Bhavan, Agartala - Respondent.

  
(M. E. Das)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 31 of 2018-19

Shri Subrata Paul, S/O Late Sanatan Paul, Ramthakur Road (Jagaharimura), P.O.-  
Agartala College- 799 004, Agartala, West Tripura.....Appellant

**VERSUS**

The Sub-Divisional Magistrate, Sadar Sub-Division, Government of Tripura, Agartala  
(State Public Information Officer).....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Appellant: Shri Subrata Paul, Appellant
2. For the Respondent: Shri Jayanta Dey, SDM, Sadar (SPIO)
3. Date of filing Appeal: Nil received on 19.07.2018
4. Date of Hearing & Order: 19.09.2018

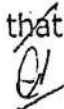
**ORDER**

Shri Subrata Paul filed an RTI application on 13.03.2018 with the SDM, Sadar who is the SPIO seeking seven items of information and the SPIO had replied on 26.03.2018. Aggrieved by that, the Appellant filed first appeal before the FAA on 23.04.2018 and FAA vide order dated 11.05.2018 disposed of the appeal petition. Dissatisfying with that, the Appellant filed second appeal on 10<sup>th</sup> July, 2018 before the Commission which was admitted and posted today duly issuing summons to the SPIO and notice to the Appellant.

2. During the hearing today Sri Jayanta Dey, SDM, Sadar who is the SPIO was present from the Respondent's side. Shri Subrata Paul, the Appellant, was also present. In question no-1, the petitioner asked the reason regarding how four numbers of individuals of house no- 46 were transferred to house no-45 in the Electoral Roll of 1995 as house no-45 was recorded against his name in the Electoral



Roll 1993. In question no-2, the Appellant asked to know the reason of deletion of his name from the Electoral Roll during summary revision of 2004. In question no -3, the Appellant asked the reason of non- enrolment of his name in the Electoral Roll during the period 2004 to 2006 though he lodged Form-6 for inclusion of his name. In question no-4, the Appellant asked to know the reason of transferring names from one house number to another house number in the electoral roll. In question no - 5, the Appellant wanted to know the process of awarding punishment and penalty to the officials involved in foul play found in revision of Electoral Roll. In question no- 6, the Appellant wanted to know to identify the name of house owner from the house number provided in the Electoral Roll and in question no-7, the Appellant sought regarding why house numbers are not maintained in a serial manner in the Electoral Roll and also asked the reason of non conductions of special summary revision during 2015.

3. In reply to the question nos 1 to 3, the SPIO had stated that it is not mandatory to keep the records by the office of Electoral Registration Officer after three years of revision as per manual of Electoral Roll. He also stated that all the papers in connection with electoral roll shall be maintained at least for three years after the completion of the next intensive revision or summary revision. In respect of queries no 4 & 5, the SPIO submitted that in earlier occasions these two question were replied by the SPIO on 15.12.2009. Regarding reply to the question no-6, the SPIO informed the Appellant that there is no provision of recording the name as house owner in the Electoral Roll. The SPIO had replied in question no-7 stating that as the year of revision was not mentioned in the application where serial number of houses are not maintained, no specific information could be supplied and regarding conduction of summary revision. SPIO replied that ~~that~~ summary revision is scheduled every year. 

4. The Commission has gone through the case records carefully and submissions of both the parties during hearing. The Commission is of the view that most of the information asked by the Appellant were in the form of 'reasons' which do not come under information under RTI Act. As the Appellant asked the questions about

electoral roll which were beyond three years and the records are maintained for only three years, SPIO cannot supply information ever otherwise.

5. But as for item no-7 of the information is concerned, the SPIO confirmed that the revision of summary was done, this may be informed to the Appellant in writing to the Appellant within 10 (ten) from the date of receipt of the order.

5. With this, the appeal is disposed off.

6. Copy of this order should be sent to the Appellant and the Respondent SPIO/FAA.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

  
(M.L. Das)  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**


Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 31 of 2018-19 / 2071-72

Dated: 19.09.2019

Copy to:

1. Shri Subrata Paul, S/O Late Sanatan Paul; Ramthakur Road (Jagaharimura), P.O. Agartala College- 799 004, Agartala, West Tripura (Appellant).
2. The Sub-Divisional Magistrate, Sadar Sub-Division, Government of Tripura Agartala (State Public Information Officer - Respondent)

  
(M.L. Das)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No. TIC- 38 of 2018-19

Shri Rana Pratap Nath Bhaumik, C/O Sri Usha Ranjan Nath Bhaumik, Radhamadhav Sarani, Dhaleswar, Agartala – 799 007, West Tripura.....Appellant

**VERSUS**

The State Public Information Officer of GA (P&T) Department, Government of Tripura, New Secretariat Complex, Agartala.....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Appellant: Shri Rana Pratap Nath Bhaumik, Appellant
2. For the Respondent: Shri A. Das, Deputy Secretary, GA (P&T) (SPIO)
3. Date of filing Appeal: 05.09.2018 received on 05.09.2018
4. Date of Hearing & Order: 03.11.2018

**ORDER**

Shri Rana Pratap Nath Bhaumik filed an RTI application on 07.06.2018 with the SPIO of GA (P&T) Department, Agartala seeking information about copy of notification/memorandum by which Sri Keshab Kar was nominated for TCS Gr-II and put under suspension for criminal case and copy of revocation of his suspension order and copy of property returns submitted by him for the years 2010-12 and 2013-2017 and copy of notification/memorandum by which Sri Pintu Das, TCS Gr-II put under suspension for criminal case and copy of revocation of his suspension. SPIO reportedly stated that a letter dated 22.06.2018 was sent asking the Appellant to deposit Rs. 6/- which the information seeker did not deposit as he had stated that



he did not receive the letter dated 22.06.2018. After expiry of prescribed period, the Appellant filed first appeal on 13.08.2018, which was disposed of on 01.09.2018. Aggrieved by the non-disclosure of the information, the Appellant Sri Rana Pratap Nath Bhaumik, filed this second appeal before the Commission, which was admitted and posted today duly issuing summons to the SPIO and notice to the Appellant.

2. During the hearing today, Sri Animesh Das, Deputy Secretary of the GA (P&T) Department, Agartala who is the SPIO was present. Shri Rana Pratap Nath Bhaumik, the Appellant, was also present. SPIO claimed that the letter dated 22.06.2018 was dispatched by ordinary post, though the Appellant have denied to have receive the same. The amount for additional fees was only Rs. 6/-. In the information sought, the Appellant had asked for the Annual Property Returns submitted by Sri Keshab Kar for the years 2012-13 and 2013-2017 which was denied by the SPIO under Section 8(1)(d) of the Act. Section 8(1)(d) reads as under:-

Section 8(1)(d):- *"Information including commercial confidence, trade secrets, or intellectual property, the disclosure of which would harm the competitive position of a third party, unless the competent authority is satisfied that larger public interest warrants the disclosure of such information".*

The Commission finds that the information in so far as the disclosure of information relating to Annual Property Returns is concerned, there is no outweighing public interest, but then the SPIO had properly quoted the relevant section of the RTI Act for non-disclosure. The proper section was Section 8(1)(j) of the Act dealing with personal information having no relationship to any public activity or interest, or which would cause unwarranted invasion of the privacy of the individual unless the SPIO is satisfied that the larger public interest justifies the



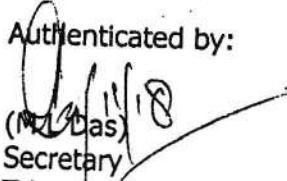
disclosure of such information. This should have been written as Section 8(1)(j) of the Act. However, the SPIO had averred during hearing that there is no public interest for disclosure of the information.

3. In the light of this, the Commission upholds the decision of the SPIO for denial to disclose the information relating to Annual Property Returns bringing it under Section 8(1)(j) of the Act. SPIO is advised to quote proper section of the Act in future. In so far as other items of the information is concerned, SPIO agreed that he will supply the information free of cost within one week of receipt of this order.
4. With this, the appeal case is disposed of.
5. Copy of this order should be sent to the Appellant and the Respondent-SPIO.

Sd/-

(K.V.Satyanarayana)  
State Chief Information Commission

Authenticated by:

  
(M.L. Das)  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

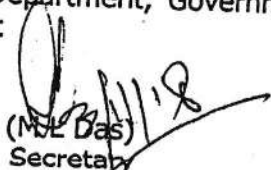
Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No. TIC- 38 of 2018-19 | 2188-89

Dated: 03.11.2018

Copy to:

1. Shri Rana Pratap Nath Bhaumik, C/O Sri Usha Ranjan Nath Bhaumik, Radhamadhav Sarani, Dhaleswar, Agartala - 799 007, West Tripura (Appellant).
2. The State Public Information Officer of GA (P&T) Department, Government of Tripura, New Secretariat Complex, Agartala - Respondent

  
(M.L. Das)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Appeal No TIC - 56 of 2018-19

Shri Jiban Kumar Dasgupta, C/O Sri Madhusudan Das, Sreenagar Road No- 1, T V Tower area, Milan Chakra, P.O. - A D Nagar, Agartala- 799 003.....Appellant

**VERSUS**

The State Public Information Officer of TFDPC Ltd, P.O. - Abhoynagar, Agartala  
.....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Appellant: Shri Jiban Kumar Dasgupta, Appellant
2. For the Respondent: Smti M. Som, Dy. Manager TFDPC Ltd, Agartala (SPIO)
3. Date of filing Appeals: 28.11.2018 received on 28.11.2018
4. Date of Hearing & Order: 26.03.2019

**ORDER**

Sri Jiban Kumar Dasgupta had filed an RTI application on 18.08.2018 before the SPIO of office of the TFDPC Ltd, Agartala seeking certain items of information. Responding the request, SPIO of TFDPC Ltd, Agartala vide letter dated 15.09.2018 asked the Appellant to deposit additional fees which is well within 30 days time. The Appellant stated that he had deposited the additional fees on 15.09.2018 and he got the information after five days later i.e. on 18.09.2018. The Appellant filed first appeal on 29.09.2019 before the FAA of TFDPC Ltd, Agartala which was also disposed of by the FAA. SPIO vide letter dated 05.11.2018 complied with the order of the FAA. However, aggrieved by the reply of the SPIO in respect of Item no- 4,

5, 8, 9, 10 & 11 of the information, Sri Jiban Kumar Dasgupta lodged second appeal with the Commission which was admitted by the Commission and posted for hearing on 26.03.2019 duly issuing summons to the Respondent and notice to the Appellant to be present.

2. During hearing today, Smti M, Som, Deputy Manager, TFDPC, HQ and the SPIO was present. The Appellant, Sri Jiban Kumar Dasgupta was also present. During hearing, SPIO had stated that she had already supplied the information sought by him. However, the Appellant raised objection about item no- 4, 5, 8, 9, 10 & 11 of the information. In item no- 4 of the information, the SPIO stated that the information was collected and compiled and also a committee was constituted to collect the data from Forest Department and Land Records Department. Since, some data is available with the TFDPC, the information based on records should be supplied to the Appellant as he cannot be expected to wait endlessly.

3. As for item no -5 is concerned, the Appellant stated that the information was stated to be not available. SPIO during hearing stated that lease money has been collected based on a letter dated 04.08.1984 and letter dated 30.10.2017 of the Executive Director of TFDPC a copy of which was already given to the Appellant with reference to item no 6 of the information. The other letter dated 04.08.1984 referred in the said letter was also given. Since, the SPIO stated no other document was available, the item no-5 is disposed off with no further direction.

4. In so far as item no- 8 is concerned, the SPIO stated that TFDPC had not given any proposal regarding forest clearance. In item no-8, the Appellant wanted regarding forest clearance/ de-reservation of forest land to TFDPC. The SPIO stated

that there is no proposal given to the TFDPC. The Appellant stated that he means in the information is about allotment for land to TFDPC and accordingly the information may be given. The SPIO stated that TFDPC did not send any proposal and the proposal was initiated by the Forest Department for giving land to the TFDPC. The Commission is satisfied with the reply of the SPIO. It is open to the Appellant to seek the information from the Forest Department.

5. In item no- 9, the SPIO stated that while the interim reply was given based on the information from concerned branch and but finally after FAA's order, the information is not available.

6. In item no- 10, the SPIO stated that the information had already been given. The information has been compiled and given by the SPIO and hence there is no ground of grievance on this score.

7. In item no-11, the SPIO has stated that she supplied the rubber plantation area raised at Golakpur RPC and also supplied the copy of the Court's order to the Appellant. However, the Appellant stated that the present status was not given. The SPIO furnished to the Appellant a copy of the letter of Divisional Manager, Northern Division dated 18.08.2018 to Police in which DM, Northern Division stated that TFDPC was prevented from tapping and sought action by filing FIR and hence that is the latest position. The Commission is satisfied with the reply.

8. The appeal case is disposed off with directions to comply with orders of the Commission in para -2 .



9. While the Commission finds that Sri J.K. Dasgupta had sought for the last few years seeking information from TFDPC, Head Office as well as other offices of TFDPC and the Commission finds some of the issues may have even overlapped. The Commission advises Sri Dasgupta that information which was already asked/disposed of should not be asked again. Some of the information are basic information which should be available in public domain on the website of the TFDPC. Section 4 Sub Section (2) Clause (b) of the RTI Act casts on obligation on the public authority to provide pro-active disclosure. There are several informations which fall in the category of proactive disclosure suo moto by the public authority. The Commission directs the TFDPC and request the Managing Director that the pro-active disclosures of the TFDPC should be completed within a span of next two months under provisions of section 4(2)(b) of the RTI Act, 2005. The compliance report should be given to Tripura Information Commission within fifteen days from the completion of two months.

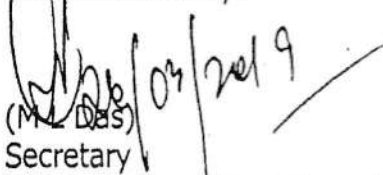
10. With this, the appeal is disposed off.

11. Copy of this order should be sent to the Appellant and the Respondent-SPIO

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

  
(M. Das)  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala - 799 006

Appeal Nos. TIC- 56 of 2018-19 / 2464 - 65

Dated: 26.03.2019

Copy to:

1. Shri Jiban Kumar Dasgupta, C/O Sri Madhusudan Das, Sreenagar Road No- 1, T V Tower area, Milan Chakra, P.O. - A D Nagar, Agartala- 799 003 - Appellant
2. The State Public Information Officer of TFDPC Ltd, P.O. - Abhoynagar, Agartala -Respondent

(M L Das)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Appeal No TIC - 62 of 2018-19

Shri Anthony Debbarma, Secretary of BPHRO, Palace Compound, Agartala, West Tripura – 799 001.....Appellant

**VERSUS**

The State Public Information Officer in the office of the PCCF, Government of Tripura, Aranya Bhavan, Gorkhabasti, Agartala.....Respondent

In the matter of an Appeal under section 19(3) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Appellant: None
2. For the Respondent : Sri Sumit Deb, PCCF (SPIO)
3. Date of filing Appeals: 20.01.2019 received on 30.01.2019
4. Date of Hearing & Order: 28.03.2019

**ORDER**

Sri Anthony Debbarma had filed an RTI application on 26.10.2018 before the SPIO of office of the PCCF, Government of Tripura, Aranya Bhavan, Gorkhabasti, Agartala seeking information about copy of records of the amount of NPV of damaged forest resources collected from four numbers of FIR named Forest officials, Ambassa namely, Smti Banumati G, IFS, former DFO, Ambassa; Sri Bidyut Choudhury, former SDFO, Ambassa; Sri Dillip Debbarma, former Range Officer, Ambassa and Sri Tapan Das, former Range Officer, Ambassa and whether any amount has been collected. Receiving no response from the SPIO, the Appellant filed first appeal on 13.12.2019 before the FAA of office of the PCCF. FAA vide his

order dated 04.01.2019 directed SPIO to supply the information and in compliance of the order of the FAA, the SPIO replied the RTI application on 22.01.2019 stating that no such information is available in the Forest Headquarter. However, in the meantime, the Appellant Sri Anthony Debbarma filed this second appeal before the Commission on 20.01.2019, which was admitted by the Commission and posted for hearing on 28.03.2019 duly issuing summons to the Respondent and notice to the Appellant to be present.

2. During hearing today, Sri Sumit Deb, SPIO of office of the PCCF was present from the Respondent's side but the Appellant, Sri Anthony Debbarma was not present. The case was taken up on merits. The reply of the SPIO was that no such information is available. It is inconceivable that if any amount was collected from the above named officers, the same should be available either in his office or in DFO office, Ambassa and information not available cannot be appropriate answer. Hence, whether any NPV was collected from the above named officers should be furnished to the Appellant. If no NPV was collected from the above officers, then it should be explicitly stated. The information should be furnished within 15 days from the date of receipt of the order and compliance report should be sent to this Commission.

3. With this, the appeal is disposed off.

4. Copy of this order should be sent to the Appellant and the Respondent-SPIO

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

(M. L. Das)  
Secretary

Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala - 799 006

Appeal Nos. TIC- 62 of 2018-19/2480-81

Dated: 28.03.2019

Copy to:

1. Shri Anthony Debbarma, Secretary of BPHRO, Palace Compound, Agartala, West Tripura - 799 001 (Appellant)
2. The State Public Information Officer in the office of the PCCF, Government of Tripura, Aranya Bhavan, Gorkhabasti, Agartala (Respondent)

(M. L. Das)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Complaint No. TIC- 01 of 2018-19

Smt. Kaberi Das, D/o Late Malati Das, C/o Late Subhash Das, Village: Dukli, Badharghat, PO: Madhuban, PS: A.D.Nagar, West Tripura-799003.

.....Complainant

**VERSUS**

The State Public Information Officer, O/o the Chief Engineer, Public Works Department, Government of Tripura, Secretariat Complex, Agartala-799010.

.....Opposite party.

In the matter of a Complaint under Section 18(1) of the RTI Act,2005.

**PRESENT**

**Shri Kasthala Venkataa Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

For the Complainant: -  
For the Opposite party: Shri Sanjoy Choudhury, AE & SPIO  
Date of filing Complaint: 24.4.2018  
Date of hearing: 18.5.2018  
Date of order: 18.5.2018

**ORDER**

Smt. Kaberi Das filed an RTI Application on 27.3.2018 with the SPIO in the office of the Chief Engineer, PWD (R&B) Government of Tripura seeking status of her application for job under the die-in-harness scheme, she made after the death of her mother Smt. Malati Das. Having not received any information, she approached this Commission by filing a complaint on 24.4.2018 which was admitted and posted for hearing today duly issuing summons to the Respondent and notice to the Complainant.

2. During hearing, Shri Sanjoy Choudhury, SPIO was present. Smt. Kaveri Das, the Complainant, was absent. However the case was taken up on merits.

3. It is seen that the SPIO had replied to Smt. Kaberi Das vide his letter dated 10.4.2018 informing her to furnish details about Late Malati Das so that information as sought can be provided. Smt. Kaberi Das did not furnish that details and instead



preferred a Complaint before this Commission. It is also found that the SPIO in his letter dated 26.4.2018 to the Commission stated that the RTI Application of Smt. Kaberi Das was not treated casually rather their intention was to supply the required information. Smt. Kaberi Das did not furnish details of the working of Late Malati Das, her designation and so on. However, the SPIO asked the custodian vide letter dated 5.5.2018 to provide information and the custodian had informed him vide letter dated 10.5.2018 that no such application of Smt. Kaberi Das for job under die-in-harness was received as on record of that office and no such file was processed for the job under die-in-harness scheme for Smt. Kaberi Das.

4. The Commission finds that there is no *mala fide* on the part of the SPIO in dealing with the RTI Application rather he was prompt in sending a reply seeking details to help the Applicant for access of information. However, the Commission directs the SPIO to inform Smt. Kaberi Das about the information received from the custodian within one week positively. If Smt. Kaberi Das files any application with specific details, such application should be disposed of in accordance with the provisions of the RTI Act expeditiously.

5. With the above orders the Complaint stands disposed of.

6. Let copy of this order be sent to the Complainant and the SPIO.

Sd/-

( K.V.Satyanarayanaa )

State Chief Information Commissioner

Authenticated by:

( Dr. Manas Dev )

Secretary

Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Complaint No. TIC- 01 of 2018-19 / 1692 - 17 Dated: 18.5.2018

Copy to:

1. Smt. Kaberi Das, D/o Late Malati Das, C/o Late Subhash Das, Village: Dukli, Badharghat, PO: Madhuban, PS: A.D.Nagar, West Tripura-799003.
2. The State Public Information Officer, O/o the Chief Engineer, Public Works Department, Government of Tripura, Secretariat Complex, Agartala-799010.
3. Guard File.

( Dr. Manas Dev )

Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 02 of 2018-19

Shri Prasanta Saha, S/O Shri Shimul Chandra Saha, Vill- Sonamura, P.O. & P.S. –  
R.K. Pur, Udaipur, Gomti, Tripura- 799 120.....Complainant

**VERSUS**

The State Public Information Officer, O/O the Director General of Police, Government  
of Tripura, Agartala.....Opposite Party

In the matter of a Complaint under section 18(1) of the Right to Information  
Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

For the Complainant: Sri Prasanta Saha

**ORDER**

**Dated 14.08.2018**

Sri Prasanta Saha made an RTI application on 22.12.2017 with the SPIO of office of the DGP, Agartalla asking about inspection of his answer scripts of the written test examination for recruitment to the post of Constable (Men) in the Police Department. SPIO by letter dated 19.01.2018 informed Sri Prasanta Saha that answer scripts for the year 2010-11 could not be traced out even after thorough search of the records. Aggrieved by that, Sri Prasanta Saha filed this complaint before the Commission. The Commission vide letter dated 06.04.2018 had asked the SPIO of DGP office to conduct thorough search of the records to trace out the missing records within 20 (twenty) days. Subsequently, SPIO had replied stating that a committee was formed headed by Sri Pradip Kishore De and two other members for tracing out the answer scripts and the committee informed that answer scripts of Sri Prasanta Saha for the year 2010-11 could not be traced out. On this, the





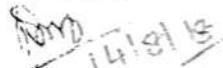
Commission passed an order on 29.05.2018 after hearing Sri Prasanta Saha that one Zakir Miah, a similarly placed candidate had earlier approached to see the answer scripts and in the answer scripts he found irregularities and the Commission asked the SPIO the date on which answer scripts were inspected in respect of Zakir Miah and the when the answer scripts were missing. SPIO vide letter dated 28.06.2018 replied that Zakir Miah inspected the answer scripts for the year 2010-11 vide his RTI prayer dated 10.12.2015 and another on 23.02.2016 and no other record regarding inspection of answer scripts is available. SPIO also informed the Commission that a committee was formed to trace out original answer scripts for written test of Sri Rajib Das and Sri Prasanta Saha for the year 2010-11 for recruitment to the post of Constable (Men) in the Tripura Police Department and the Committee informed that the answer scripts for the year 2010-11 for recruitment of Constable could not be traced out.

2. The case was posted for final order today and Sri Prasanta Saha was present. In the light of the fact that SPIO had informed about non-tracing of the answer scripts for the year 2010-11 even after thorough search of the records and for which Sri Prasanta Saha had approached for inspection of the records of written test only in the year 2017, the Commission could not find any reason for further direction as a reasonable time had already been elapsed from the date on which the written test was conducted.
3. In the light of this the complaint case is dropped.
4. Copy of this order should be sent to the Complainant and the Opposite Party-SPIO.

Sd/-

(K.V.Salyanarayanaa)  
State Chief Information Commission

Authenticated by:

  
(Dr. Manash Dev)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**  
Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Complaint No. TIC- 02 of 2018-19/1928-29

Dated: 14.08.2018

Copy to:

1. Shri Prasanta Saha, S/O Shri Shimul Chandra Saha, Vill- Sonamura, P.O. & P.S. - R.K. Pur, Udaipur, Gomti, Tripura- 799 120 (Complainant).
2. The State Public Information Officer, O/O the Director General of Police, Government of Tripura, Agartala - Opposite Party.

*Handwritten signature and date: 14/8/18*

(Dr. Manash Dev)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala – 799 006

Complaint No. TIC- 03 of 2018-19

Sri Santosh Dhar, S/O Late Arabinda Dhar, Prop- Furniture Art, A A Road,  
Kumarghat, Unakoti, Tripura

.....Complainant

**VERSUS**

The Executive Officer(Admn), TTAADC, Khumulwng, West Tripura (State Public  
Information Officer)

.....Opposite party.

In the matter of a Complaint under Section 18(1) of the RTI Act,2005.

**PRESENT**

**Shri Kasthala Venkataa Satyanarayanaa, IAS (Retd)**

State Chief Information Commissioner

For the Complainant: -

For the Opposite party: Shri S. Debbarma, EO (Admn), TTAADC (SPIO)

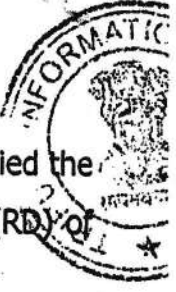
Date of filing Complaint: 27.11.2017

Date of hearing: 29.06.2018

Date of order: 29.06.2018

**ORDER**

Sri Santosh Dhar filed a complaint before the Commission which was admitted as Complaint No. TIC-03 of 2018-19. The comments of the SPIO were called and the case was posted for hearing today on 29<sup>th</sup> June, 2018 at 12 Noon. Sri Samarendra Debbarma, Executive Officer (Admn), TTAADC who is the SPIO was present but the Complainant was absent without any step. The nature of some of the questions asked by the Complainant are in the nature of justification which do not fall in the



category of RTI Act, 2005. During hearing, the SPIO stated that he has supplied the information with several annexures both from his office as well as from EO (RD) of TTAADC office.

2. Taken on records the replies furnished. As the Complainant was not present, the case is dismissed for default under Rule 22(1) of Tripura Right to Information Rules, 2008.
3. Let copy of this order be sent to the Complainant and the SPIO.

Sd/-

**(K.V.Satyanarayana)**  
State Chief Information Commissioner

Authenticated by:

*Manash Dev*  
*29/6/18*  
**(Dr. Manash Dev)**  
 Secretary  
 Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**  
 Pt. Nehru Complex, Gurkhabasti  
 Agartala - 799 006

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Complaint No. TIC- 03 of 2018-19 / 1775-76 Dated: 29.06.2018

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Copy to:

1. Sri Santosh Dhar, S/O Late Arabinda Dhar, Prop- Furniture Art, A A Road, Kumarghat, Unakoti, Tripura (Complainant).
2. The Executive Officer(Admn), TTAADC, Khumulwng, West Tripura (State Public Information Officer) -Opposite Party

*Manash Dev*  
*29/6/18*  
**(Dr. Manash Dev)**  
 Secretary  
 Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala – 799 006

Complaint No. TIC- 04 of 2018-19

Dr. Swapan Pal, Near Belonia Post Office, P.O. – Belonia- 799 155, South Tripura.....Appellant

**VERSUS**

The Executive Officer, Belonia Municipal Council, Belonia, South Tripura (State Public Information Officer) .....Opposite Party

In the matter of a Complaint under section 18(1) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Complainant: Dr. Swapan Pal, Complainant
2. Date of filing Complaint: 22.03.2018 but received on 23.03.2018
3. Date of Hearing & Order: 21.08.2018

**ORDER**

A complaint was submitted by Dr Swapan Pal before the Commission on 22.03.2018 informing that he made an RTI application on 03.10.2017 followed by reminder on 12.12.2017 with the SPIO of Belonia Municipal Council, Belonia, South Tripura seeking some information. Receiving the application, the Commission sought comments from the Executive Officer of BMC who is the SPIO and after complaining before the Commission by the Complainant, SPIO of BMC had replied him on 10.06.2018. The reply was not found satisfactory by Dr Swapan Pal for which he had submitted a complaint before the Commission which was admitted and numbered as Complaint No TIC- 04 of 2018-19. A hearing was held today on 21<sup>st</sup> August, 2018 during which Dr Swapan Pal was present. He pleaded that the reply was given by the SPIO of BMC after more than eight months delay as against 30 days time prescribed under the Act and that for item no -3 of the application, the reply which



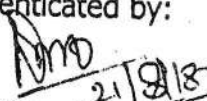
was given by the SPIO of BMC in which he agreed that one Sri Alok Acharjee had submitted complaint against Dr Swapan Pal but copy of the said complaint filed by Sri Acharjee was treated as not available in the office. The Commission after hearing Dr Swapan Pal passes the following orders:

In a complaint, the Commission cannot direct to supply the information in the light of the judgment of Hon'ble Supreme Court in Civil Case No 10787-10788 of 2011. However, the Commission is prima-facie convinced that SPIO of BMC had violated the RTI Act by not replying the queries of the RTI application within due time. Hence, the Commission direct the SPIO to show cause as to why penalty @ Rs. 250/- per day from the end of 30 days from the date of receiving the application till the date of information supplied to the complainant, subject to a maximum of Rs. 25,000/- shall not be imposed on him. The non-availability of copy of the complaint made against Dr Swapan Pal was not convincing to the Commission as the SPIO had admitted that the said complaint was submitted by Sri Alok Acharjee against the Complainant and hence SPIO is to explain as to why the Commission shall not recourse to the penal action against him as available under the Act. His reply should reach the Commission within a period of **30 days** of this order failing which it would be presumed that he has no reply to be given and the Commission would proceed with the material available on record.

2. With this, the case is disposed off.
3. Copy of this order should be sent to the Complainant and the Respondent-SPIO.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:  
  
21/9/18  
(Dr. Manash Dev)  
Secretary  
Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Complaint No. TIC- 04 of 2018-19 / 1951-52

Dated: 21.08.2018

Copy to:

1. Dr. Swapan Pal, Near Belonia Post Office, P.O. - Belonia- 799 155, South Tripura (Appellant)
2. The Executive Officer, Belonia Municipal Council, Belonia, South Tripura (State Public Information Officer) - Opposite Party

  
21/8/18  
(Dr. Manash Dev)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 05 of 2018-19

Shri Haripada Das, S/O Late Sachindra Kumar Das, Vill & P.O. – Rabindranagar, P.S.-  
Sonamura, Sepahijala, Tripura.....Complainant

**VERSUS**

The Additional Commissioner of Taxes, O/O of the Commissioner of Taxes,  
Government of Tripura, P.N. Complex, Agartala (State Public Information Officer)  
.....Opposite Party

In the matter of a Complaint under section 18(1) of the Right to Information  
Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Complainant: Shri Haripada Das, Complainant
2. For the Opposite Party: Shri S. Karmakar, Addl. Commr. of Taxes (SPIO)
3. Date of filing Complaint: 10.06.2018 received on 14.06.2018
4. Date of Hearing & Order: 13.09.2018

**ORDER**

Shri Haripada Das had approached the Commission with a complaint stating that the order of the Commission dated 08.09.2017 passed in Appeal No TIC-38 of 2017-18 was not carried out by the SPIO. The case was admitted as Complaint No TIC-05 of 2018-19 and posted for hearing today duly issuing summons to the SPIO and notice to the Complainant.

2. During the hearing today, Sri S. Karmakar, the Additional Commissioner of Taxes, Government of Tripura, Agartala who is the SPIO was present from the Respondent's side. Shri Haripada Das, the Complainant, was also present. The



Commission had gone through the record of the order passed on 08.09.2017 in which item no- 1 of the information, the Commission asked the SPIO to re-verify the record of the Appellant once again and in case the Complainant's application submitted on 24.05.2008 is available, the same may be supplied and even it is non-available, specific reply should be given. SPIO had stated that he had already sent the reply to the Complainant Sri Haripada Das on 3<sup>rd</sup> November, 2017 enclosing the copy of the information supplied by the Superintendent of Taxes, Bishalgarh certified by the then SPIO and Additional Commissioner of Taxes where SPIO stating that no such application dated 24.05.2008 was available. However, the Complainant had produced a copy of the note sheet (File number not indicated) in which there is a note no-1 dated 24.08.2008 which states that Sri Haripada Das has filed an application praying for a export & import registration under T. VAT Act. The SPIO stated that they did not find the application dated 24.05.2008 submitted by the Complainant. However, for the Appellant/Complainant, the note copy will serve the purpose of the Complainant. No further direction to SPIO is necessary.

3. In respect of item - 3 in the order dated 08.09.2017, it is seen that the SPIO had supplied copy of the prayer of the Appellant for re-assessment about 30.05.2017 whereas the prayer was submitted on 30.05.2009. SPIO clarified to Appellant subsequent to the order of the Commission that it was typographical error which was wrongly typed as 30.05.2017 instead of 30.05.2009. This may serve the purpose of the Appellant as the mistake had been clarified by the SPIO. But the Complainant stated that he did not receive the same. Hence, a copy of the said information was handed over by the SPIO with due authentication during the hearing to the Complainant Sri Haripada Das. In view of the above, there is no

further cause for grievance by the Complainant in terms of the order dated 08.09.2017. Hence, the matter is closed as disposed with no further direction.

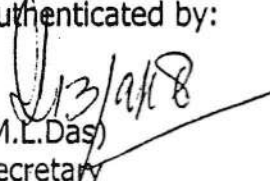
4. With this, the complaint is disposed off.

5. Copy of this order should be sent to the Complainant and the Respondent-SPIO.

Sd/-

(K.V.Satyanarayana)  
State Chief Information Commission

Authenticated by:

  
(M.L.Das)  
Secretary

Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

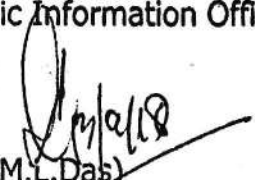
Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 05 of 2018-19 / 2058 - 59

Dated: 13.09.2018

Copy to:

1. Shri Haripada Das, S/O Late Sachindra Kumar Das, Vill & P.O. – Rabindranagar, P.S.- Sonamura, Sepahijala, Tripura (Complainant)
2. The Additional Commissioner of Taxes, O/O of the Commissioner of Taxes, Government of Tripura, P.N. Complex, Agartala (State Public Information Officer)  
- Opposite Party

  
(M.L.Das)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 06 of 2018-19

Shri Ranajit Dey, S/O Late Ranjan Dey, Vill- Sonamura, P.O. – Paiturbazar, Kailashahar, Unakoti, Tripura.....Complainant

**VERSUS**

The Chief Medical Officer, District H F.W. Society, Unakoti, Kailashahar, Tripura (State Public Information Officer).....Opposite Party

In the matter of a Complaint under section 18(1) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Complainant: Shri Ranajit Dey, Complainant
2. Date of filing Appeal: 11.05.2018 received on 14.05.2018
3. Date of Hearing & Order: 27.09.2018

**ORDER**

Shri Ranajit Dey filed an appeal stating that he did not get authenticated copies of the documents that was supplied by the SPIO and in terms of item no- 7 for which SPIO informed the Complainant that the concerned records were seized by the Police with reference to an investigation he did not supply the same. This was also pleaded by the Complainant during the hearing. He requested the Commission for supply of item no- 7 of the information for directing the SPIO to obtain from the office of the Superintendent of Police, Unakoti District, Kailashahar to reply of his RTI application.

2. The complaint was admitted by the Commission posted for hearing today duly issuing notice to the Complainant. During hearing today, Sri Ranajit Dey, the Complainant appeared. It is seen that the information supplied are un-authenticated, which were shown before the Commission by the Complainant and hence the

Commission directs the SPIO to authenticate the documents already supplied. During hearing, Sri Ranajit Dey has agreed to meet with the SPIO along with the copies of the documents supplied by the SPIO and hence the Commission directs the Complainant to meet the SPIO with the copies of the information and it should be incumbent on the part of the SPIO (CMO) to authenticate each page of the documents. In so far as item no - 7 is concerned, since the records were seized by the Police apparently for an investigation, this Commission is not inclined to direct the SPIO to obtain the copies from the office of the SP, Unakoti as the records are with the Police in connection with pending investigation, which is out of the purview of the RTI Act having been exempted under Notification issued by the Government of Tripura under Section 24 of the RTI Act. However, in item no- 7, the information asked about utilisation certificates for the period from 2011 to 2017. It is probable that the records were seized sometime back and the utilisation certificates submitted after date of the seizure are available with CMO (SPIO). The Commission expects to supply the information about utilisation certificates issued after seizure of record by Police. Compliance report should be given to the Commission. On receipt of compliance report, further orders will be passed.

3. Copy of this order should be sent to the Complainant and the Opposite Party.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

  
(M.L. Das)  
Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 07 of 2018-19

Shri Sanjoy Saha, Advocate, Netaji Subhas Road (Behind Hotel Star), Agartala, West Tripura- 799 001.....Complainant

**VERSUS**

The General Secretary, Tripura Council for Child Welfare, Minister's Quarter Lane, Agartala, West Tripura- 799 001 (State Public Information Officer) .....Respondent

In the matter of a Complaint under section 18(1) of the Right to Information Act,2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Complainant: Shri Sanjoy Saha, Complainant
2. For the Respondent: Sri Bimal Deb, Ld. Counsel for SPIO
3. Date of filing Complaint: 01.08.2018 received on 01.08.2018
4. Date of final Order: 25.04.2019

**ORDER**

Shri Sanjoy Saha filed a complaint stating that he did not get the information sought by him on 20.06.2018 and the SPIO informed the Complainant that the Tripura Council for Child Welfare is an NGO and thus not covered by the RTI Act and no information other than information available in the official website can be supplied. The Complainant made reminder on 12.07.2018 enclosing a copy which speaks that registered bodies in India is bound by RTI Act. However, the SPIO did not respond to it.

2. The case was admitted and registered as Complaint No TIC-07 of 2018-19 and issued summons to the Respondents Society as well as Directorate of SW&SE and notice to the Complainant. The case was also earlier heard partially and posted

for final hearing on 25<sup>th</sup> April, 2019 at 03-30 P.M. and issued summons to the Respondent Society and notice to the Complainant Sri Sanjoy Saha. During hearing today, the Society was represented by the Ld. Advocate Sri Bimal Deb. Sri Sanjoy Saha, the Complainant was also present. Sri P.C. Pal, Accountant (ICPS) on behalf Directorate of SW&SE who was also present to assist the Commission. Sri Pal informed the Commission during hearing that they receive proposals for nutrition/creche/SAA after collecting from various NGOs and forward them to the Central Government for sanction of fund. Government of India sanction 90% of grant amount to the Society and merely 10% share is contributed by the Society as matching contributions. The proposals for funding to the said Society are forwarded by SW&SE Department of State Government and fund is routed through the State Government. It is seen from the enclosure submitted by Sri Pal that grant in respect of salary of staff/ maintenance grant for child/rent/contingency etc referring the ICPS was funded by the Central Government and that was distributed to the Society through the State Government. Ld. Counsel for the Respondent Society admitted to the above position. It is seen that substantially funding is being received by the Society through the State Government for running the activities of the Society

3. In the light of the above, the Commission has come to the finding that the Society is covered under Section 2(h)(ii) of the Act Section 2(h)(ii) of the Act reads as under:

"non-Government organisation substantially financed, directly or indirectly by funds provided by the appropriate Government".

The Commission tend to agree that the Society is substantially financed by the Government and hence direct the Respondent Society to take necessary steps for designating State Public Information Officer and First Appellate Authority under the Act within 30 days and after that notification within further 30 days, the RTI application submitted by Sri Sanjoy Saha on 20.06.2018 may be disposed off as per provisions of the RTI Act.

4. With this, the Complaint case is disposed of.

5. Copy of this order should be sent to the Complainant and the Respondent and SPIO of Directorate of Social Welfare and Social Education, Government of Tripura, Agartala.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

Authenticated by:

(M. Das)

Secretary

Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti

Agartala - 799 006

Complaint No. TIC- 07 of 2018-19/2644-46

Dated: 25.04.2019

Copy to:

1. Shri Sanjoy Saha, Advocate, Netaji Subhas Road (Behind Hotel Star), Agartala, West Tripura- 799 001 (Complainant).
2. The General Secretary, Tripura Council for Child Welfare, Minister's Quarter Lane, Agartala, West Tripura- 799 001 (State Public Information Officer) - Opposite Party.
3. The State Public Information Officer in the Directorate of Social Welfare and Social Education, Government of Tripura, Abhoynagar, Agartala.

(M. Das)

Secretary

Tripura Information Commission



**TRIPURA INFORMATION COMMISSION**

Pt. Nehru Complex, Gurkhabasti  
Agartala – 799 006

Complaint No. TIC- 08 of 2018-19

Shri Abhijit Ghosh, Near SBI ATM of Golaghati, Golaghati, Bishalgarh, Sepahijala, Tripura- 799 102.....Complainant

**VERSUS**

The State Public Information Officer, office of the Executive Engineer, West Division, TTAADC, Khumulwng, West Tripura.....Opposite Party

In the matter of a Complaint under section 18(1) of the Right to Information Act, 2005.

**PRESENT**

**Shri K.V.Satyanarayanaa, IAS (Retd)**  
State Chief Information Commissioner

1. For the Complainant: None
2. For the Opposite Party: Sri J. Debbarma, EE, ADC (SPIO)
3. Date of filing Complaint: 26.09.2018 received on 26.09.2018
4. Date of Hearing & Order: 06.11.2018

**ORDER**

Shri Abhijit Saha filed a complaint before the SPIO of office of the Executive Engineer, West Division, TTAADC seeking reason for cancellation of the tender dated 27.11.2017 for different furniture and other items and also in a set proforma asked about tenderers and cancellation of tender. However, having got any information, the Complainant filed this on-line complaint before the Commission on 28.09.2018.

2. The complaint was admitted and posted for hearing today duly issuing notice to the Complainant and summons to the Opposite Party. During hearing today, the SPIO was present. He filed a copy of the reply furnished by him to the information seeker dated 03.10.2018 answering all the queries. The Commission has taken it on records. Sri Abhijit Ghosh, the Complainant in this case was not present. It is





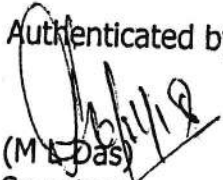
presumed that the information was received by him. The Commission has gone through the reply of the SPIO answering all the queries. Albeit, some delay had occurred. Since, the Complainant was not present rising any further objection and that SPIO had pleaded that no malafide intention was there for the delay in supplying of the information sought by the Complainant, the Commission decides to drop the case with no further direction.

3. With this, the Complaint case is dropped.
3. Copy of this order should be sent to the Complainant and the Opposite Party.

Sd/-

(K.V.Satyanarayanaa)  
State Chief Information Commission

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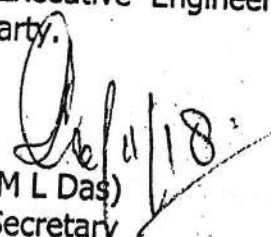
Authenticated by:  
  
(M L Das)  
Secretary  
Tripura Information Commission

**TRIPURA INFORMATION COMMISSION**  
Pt. Nehru Complex, Gurkhabasti  
Agartala - 799 006

Complaint No. TIC- 08 of 2018-19 / 2197 - 98 Dated: 06.11.2018

Copy to:

1. Shri Abhijit Ghosh, Near SBI ATM of Golaghati, Golaghati, Bishalgarh, Sepahijala, Tripura- 799 102 (Complainant)
2. The State Public Information Officer, office of the Executive Engineer, West Division, TTAADC, Khumulwng, West Tripura - Opposite Party.

  
(M L Das)  
Secretary  
Tripura Information Commission