

MANIPUR INFORMATION COMMISSION IMPHAL

Complaint Case no 88 of 2010

**Shri. Th. Kunjabihari Singh S/O Th. Kaminikumar Singh Kwakaithel Thokchom Leikai,
Imphal West District, Manipur, complainant,**

Vrs

The Additional Joint Secretary (Revenue) S.P.I.O, Government of Manipur, Imphal.

ORDER

Imphal, the 20th January, 2011

FACTS

This is an application filed to this Commission by the above complainant Shri. Th. Kunjabihari Singh S/O Th. Kaminikumar Singh Kwakaithel Thokchom Leikai, Imphal West District, Manipur, on the refusal of the S.P.I.O. to provide the information sought under the provisions of R.T.I. Act, 2005. The above complainant submitted an application on 17.5.2010 to the S.P.I.O. Secretariat Revenue Department, under the R.T.I. Act, 2005, requesting to furnish the following information -----

“ 1. The advertisement Copy regarding Selection/recruitment of MANDAL OF 1998 issued by the Government of Manipur, Department Revenue.

2. Date of written test held. Also Roll No. of Candidates with examination center wise i.e. Name of whole examination centre where Candidates appeared written test exam. Please give Roll Nos. serial wise with centre). Detail report please.

3. The Name of the D.P.C. Chairman of that period i.e. 1998 MANDAL SELECTION.

4. The numbers of Candidates appeared in the written exam. Test of 1998-MANDAL RECRUITMENT/SELECTION.

5. Total number of Candidates passed in the written test. Please give Roll Nos. Serial wise with the marks each Candidate gets in the written exam.

6. (i) Total No. of Candidates appeared in the “VIVA-VOCE” OF 1998 MANDAL-RECRUITMENT TEST.

(ii) Please furnish a Copy of marks obtained by each Candidates in the VIVA-VOCE TEST OF MANDAL OF 1998.

7. Total Nos of Candidate passed in the VIVA-VOICE. Give Roll Nos in serial wise.

8. Lastly, the present status of the 1998-MANDAL Recruitment Selection i.e. in what Condition it is now? Please give a detail report.”

2. Having not received any response from the S.P.I.O. within the stipulated time, the above applicant filed this complaint to this Commission on 5th July, 2010, on the basis of which a show cause notice was served on the S.P.I.O. on 9th July, 2010. The case was taken up as a complaint case under section 18 of the R.T.I. Act, 2005 and heard on 3.8.2010, 17.8.2010, 27.8.2010, 7.9.2010,

17.9.2010, 28.9.2010, 6.10.2010, 20.10.2010, 30.10.2010, 5.11.2010, 18.11.2010, 27.11.2010, 14.12.2010, 21.12.2010, 28.12.2010, and 6.1.2011 after giving due notices to the parties.

3. The S.P.I.O. has taken a long time in furnishing the complete information and the complete information was furnished only on 24.12.2010

4. It is a fact that the S .P.I.O has failed to furnish the information even after a lapse of many months (from 17.5.2010 to 24.12.2010) therefore, he is liable for a maximum fine of Rs. 25,000(Rupee twenty five thousand) only, personally, for the said delay. Further, because of the non furnishing of the information during the above period the complainant has to approach the Commission for redressal of his grievances and has to attend Commission ,many times, thus, causing detriment which needs to be compensated .

DECISION

In the result stated above, the Commission orders that (a) the S.P.I.O. should submit a show cause reply within a week from the receipt of this order ,as to why a fine of Rs. 25,000(Rupees twenty-five thousand only) should not be paid personally by him as penalty as prescribed in section 20 of the R.T.I. Act, 2005, for causing delay without any reasonable ground; and also adequate compensation to the complainant by the Public Authority, should not be paid ,as per other provisions of the Act. for causing detriments to the complainant.

(b)The complainant can approach the Commission again in case of any grievance on or before 31.1.2011.

Announced in open

(R.K.Angousana Singh)
State Chief Information Commissioner, Manipur

Copy to ---

- 1. The Commissioner (Revenue) Government of Manipur**
- 2. The Additional Joint Secretary (Revenue) S.P.I.O, Government of Manipur, Imphal.**
- 3. Shri. Th. Kunjabihari Singh S/O Th. Kaminikumar Singh, Kwakaithel Thokchom Leikai, Imphal West District, Manipur**