

URGENT / TIME BOUND

No. AAP.130/2018/150
GOVT. OF ASSAM
PERSONNEL (A) DEPARTMENT
ASSAM SECRETARIAT (CIVIL) DISPUR
GUWAHATI-781006

Dated Dispur the 4th March, 2021

To:

Shri Dharendra Kr. Koiri,
Lakhipur, P.O./P.S.-Lakhipur,
Dist- Cachar, Assam

Sub: Furnishing Information under the RTI Act, 2005

Ref: Your application dated 11-01-2021

Sir,

With reference to the subject cited above, I am directed to request you to **specify clearly** the information sought for vide your RTI application mentioned under reference.

It may be mentioned here that as per **O.M. no.- 1/7/2009-IR dated 01-06-2009**, it is stated the term '**information**' as defined in the RTI Act does not include answers to the questions like '**why**'. The relevant part of the judgement is reproduced below:

"The definition of information cannot include within its fold answers to the question "**why**" which would be same thing as asking the reason for a justification for a particular thing. The public information authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information."

If you are not satisfied with the reply, you have the right to appeal before the 1st Appellate Authority under Section 19 (i) of the Act within 30 days, whose name and designation is given below-

Smti Binita Pegu, IAS
Secretary to the Govt. of Assam
Personnel Department,
Assam Secretariat (C), Dispur, Guwahati-06

Yours faithfully

/

(Dharani Dhar Das)
Under Secretary to the Govt of Assam &
State Public Information Officer
Personnel (A) Department
Dated Dispur the 4th March, 2021

Memo No. AAP. 130/2018/150-A

Copy to:

1) Personnel.assam.gov.in, Personnel (A) Deptt., Assam Secretariat, Dispur, Guwahati - 6.

By Order etc.

602 A.3.21
Under Secretary to the Govt of Assam &
State Public Information Officer
Personnel (A) Department