



**OFFICE OF THE
ASSAM STATE INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-781 037**

Case No. : **DHR.12/2015**

Complainant/ appellant : Sri Anowar Hussain

Respondent : SPIO, CDPO, ICDS Project,
Fekamari, Dhubri.

Date of hearing : **3-8-2015**

Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by **Chief Information Commissioner, Assam**

O R D E R

The petitioner/ Second Appellant Sri Anowar Hussain is present. The Public Authority is represented by Smti Arifa Begum, CDPO, Fekamari ICDS Project, P.O- Fekamari, Dist- Dhubri, Assam.

From a perusal of the case records it is seen that the petitioner submitted an RTI petition on 16-1-2014 before the CDPO of Fekamari ICDS project. Not receiving the required information after the expiry of 30 days he filed a first appeal petition dated 28-7-2014, i.e., after expiry of the period of 30 days from the date on or before which the SPIO should have furnished him the information. Subsequently, on 18-12-2014 the petitioner filed a second appeal petition before this Commission, which is also after the expiry of the period of 90 days from the date of order before which decision should have been made on the RTI application.

It is seen that the first Appellate Authority and Programme Officer of Divisional ICDS Cell, Kokrajhar fixed 3rd December, 2014 for hearing of the first appeal petition in which the petitioner was present, but the CDPO was absent. Thereafter on 27th January, 2015 the petitioner had approached Hon'ble Gauhati High Court praying for issue of a Writ of Mandamus on the respondents.

From the above sequence of developments, it is seen that the original RTI petition dated 16-1-2014 still remains un-attended to. The present CDPO of Fekamari ICDS project has made a written submission dated 30th July, 2015 stating that she has taken her present assignment on 1.4.2015 and that she was not aware of the pending RTI petition which was submitted on 16-1-2014, when Sri Balendra Barman was the CDPO. She has further submitted that after receipt of notice from this Commission she has issued notices to the concerned Anganwadi Centre to furnish the required information within 30 days. The CDPO has prayed for 7 days time to furnish the information.

The CDPO is directed to allow the petitioner to inspect the relevant documents/ records, take notes thereof as may be necessary to him and also take photo copies of necessary documents free of cost up to 50 copies and on payment of Rs. 2/- for each additional copies thereafter. The process of inspection and furnishing of documents shall be completed within 10 days from the date of this order, which was pronounced in presence of both the parties. The CDPO will report compliance within 30 days from today.

With the above order the second appeal petition is disposed of.

Sd/-
(H. S. Das)
Assam State Chief Information Commissioner,
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. DHR.12/2015/ -A

Dtd. 03-08-.2015

Copy to:

1. SPIO, CDPO, ICDS Project, Fekamari, Dhubri for information & necessary action.
2. Sri Anowar Hussain, vill-Chengurchar, Boraikandi, P.O-Purandiara, P.S-Mankachar, Dist- Dhubri, Assam for information.
3. Computer Section for uploading in the Website
4. Office File.

Secretary & Registrar
Assam State Information Commission