

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

Case No. : KP(M).94/2012

Complainant/ appellant : Sri G. C. Senapati

Respondent : Sri Tarini Kumar Sarma
Addl. Chief Engineer (M&I) & SPIO

Date of hearing : 27. 7. 2015

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

O R D E R

The petitioner Sri G. C. Senapati is absent without any information. The public authority is represented by (a) Sri Tarini Kr. Sarma, Addl. Chief Engineer, (M&I) and SPIO and (b) Sri Bijayandra Narayan Singh, Director, Design, (Irrigation) and (c) Sri Prasanta Gogoi, Asstt. Executive Engineer (T.C) , Director, Design, Irrigation Deptt.

In the absence of the complainant the complaint petition is taken up for hearing exparte.

Vide his letter dated 17-8-2012 the complainant Sri G. C. Senapati submitted before this Commission that he was never informed about the hearing of the case on 19-5-2012 by the first Appellate Authority. He further complained that he had not heard anything from the first Appellate Authority. However, the SPIO and Addl Chief Engineer (Irrigation) produced the original record of their office showing that Letter dated 16-5-2012, which was sent by special messenger informing the complainant to appear for the hearing on 19-5-2012 before the first Appellate Authority was received by the petitioner under his signature on 18-5-2012. After seeing this , this Commission dismisses the complaint petition dated 17-8-2012.

Since the main ground of the complaint was non-hearing of his appeal petition dated 31.12-2011, the Commission directs the first Appellate Authority , i.e. Chief Engineer-I of Irrigation Division to give another opportunity to the petitioner of being heard within 30 days from the date of receipt of this order and dispose of the appeal petition with a speaking order with intimation to the Commission. If the appellant again remains absent without any valid reason and prior information to the appellate authority, then the first Appellate Authority may dispose of the appeal petition on merit by giving a speaking order with intimation to the Commission.

With the above order the complaint 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. KP(M) 94/2012/ -A

Dtd. 27.7.2015

Copy to:

1. Sri Tarini Kumar Sarma, Addl. Chief Engineer (M&I) & SPIO, Irrigation Division, Guwahati for information.
2. Sri G. C. Senapati, President, Assam Scheduled Caste Worker's Council, R.G Baruah Road, Shree Nagar, House No & Bye Lane No. 4, Guwahati 781 005 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission