



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

Case No. : **UDR.03/2013**

Complainant/ appellant : Sri Motiur Rahman

Respondent : BDO, Rowta Development Block.

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 Sri Motiur Rahman is absent. He has sent an e-Mail stating that due to physical weakness he is unable to be present in today's hearing.

The public authority is represented by Sri Jatindra Kr. Saharia, Sr. Asstt (Acctt), Rowta Development Block and Sri Harendra Kalita, Sr. Asstt. (Acctt) of Rowta Development Block.

The second appeal petition dated 1-3-2013 is taken up for hearing ex-parte.

From a perusal of the case records it is seen that the petitioner submitted an RTI petition dated 11-6-2012 before the SPIO of Rowta Development Block. The case records available with the Commission appears to be incomplete in that the first appeal petition is not available with it. However, there are copies of 2 orders dated 7-1-2013 and 11.1. 2013 passed by the P.D, DRDA, Udalguri as the First Appellate Authority. In his order dated 11.1.2013 the First Appellate Authority directed the BDO & SPIO, Rowta Chariali Development Block to provide the information to the petitioner within 21-1-2013. Thereafter, it is seen from the case records that the BDO, vide his letter dated 19-2-2013 wrote to the petitioner to deposit an amount of Rs. 20,000/- for furnishing the required information. However, he did not give any break-up of the amount sought for. In any case, the BDO failed to respond to the RTI petition within the stipulated period of 30 days and also failed to comply with the order dated 11-1-2013 of the first Appellate Authority and PD, DRDA, Udalguri. **The Commission views the lapses on the part of the BDO seriously.**

From the amount demanded , it appears that the documents required will run into approximately 10,000 pages which the Commission considers to be voluminous. The BDO is therefore, directed to allow the petitioner within 15 days from the date of receipt of this order to inspect all relevant records and documents, take notes thereof as may be necessary to the petitioner and also give him photo copies of the required documents free of cost up to 100 copies and on payment of Rs. 2/- per page for each additional copy thereafter. After completion of the inspection and furnishing of documents to the petitioner, the BDO will report compliance to the Commission within 30 days from the date of receipt of this order.

Further, the BDO, Rowta Chariali Sri Dinesh Kakoty , as named by the representatives of the Appellate Authority in today's hearing is hereby

warned for the lapses mentioned above and cautioned not to repeat such lapses in future. Copy of this order also be furnished to the BDO's Controlling Authority i.e., Commissioner & Secretary, Panchayat and Rural Development.

With the above order the second appeal petition is disposed of. Compliance report should reach this office within 30 days.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. UDR.03/2013 -A

Dtd. 03-08-.2015

Copy to:

1. BDO, Rowta Development Block.Rowta Chariali, , District- Udalguri, BTC , Assam, PIN-7854 509 for information.
2. Commissioner & Secretary, Panchayat & Rural Development, Govt. of Assam, Dispur Guwahati-781 006 for information.
3. Sri Motiur Rahman, General Secretary, All Assam Minorities Student's Union, Jhargao/ Rowta , P.O.- Kajimati, P. S- Udalguri, PIN-784509
4. Computer Section for uploading in the Website
5. Office File.

Secretary & Registrar
Assam State Information Commission