



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

Case No. : **LPR. 46/2013**
Complainant/ appellant : **Sri Debananda Saikia**
Respondent : **Sri Rangalal Sinha**
Date of hearing : **27. 8.2015**
Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by : **State Chief Information Commissioner, Assam**

O R D E R

The complainant Sri Debananda Saikia is present. The BDO, Telahi Development Block, Lakhimpur Sri Rangalal Sinha appeared for hearing 1(one) hour late. He has made a written submission dated 26-8-2015 which is entered into the case records. As was asked by this Commission's notice dated 12th August, 2015 and this Commission's earlier order dated 26-3-2015, the hearing of the complaint petition dated 22-7-2015 is therefore, taken up for hearing in presence of both the parties.

The complainant has deposed before the Commission that the BDO, Telahi Development Block did not comply with this Commission's order dated 26-3-2015. The complainant had submitted a letter dated 8-4-2015 written by him to the BDO, which was received on the same date in the BDO's office. Instead of giving him a date for inspection of documents, as ordered by the Commission, the complainant alleged that 2 (two) officials, namely (1) one Junior Engineer Sri Jugal Hazarika and (2) Secretary of Panigaon G. P met him in the complainant's residence at village- Panigaon, P.O- Panigaon, Dist- Lakhimpur on 23-4-2015. They allegedly offered to give him money, grant, old age pension for his father and also give benefits to the complainant under Kalpataru and other schemes on the condition that he withdraws his complaint petition. The complainant said that he refused those offers and insisted on receiving the information sought for by him. Thereafter, on 27-4-2015 the In-charge BDO sent 133 pages of documents to the complainant's residence which was received by his sister-in-law, i.e., his elder brother's wife by signing in the peon book. On perusal of the information furnished, the petitioner found that they are incomplete.

Sri Rangalal Sinha, BDO and SPIO of Telahi Development Block who is present today, deposed that he has joined his present post on 7th May, 2015. He is, therefore, not aware of the above allegation made by the complainant. The complainant said that he contacted the present BDO twice in his office. On the first occasion the BDO was not at all cooperative. On the second occasion he connected the complainant with one Sri Rangalal Rajkhowa, Extension Officer (Credit) of Telahi Development Block who deals with the matter of RTI applications. Thereafter, the complainant has not been able to meet Sri Rajkhowa , Extension Officer.

The BDO, Telahi Development Block Sri Rangalal Sinha submitted that the Extension Officer Sri Rajkhowa has to perform duties in the office of P.D, DRDA, Lakhimpur at Naoboicha Development Block in addition to Telahi Development Block. Because of the on-going NRC updation work, there is an instruction from the Circle Officer, not to engage G.P Secretaries in any other work. The present BDO, therefore, has fixed 2nd September, 2015 for inspection of documents by the complainant and he orally informed the complainant , which the complainant denies. In any case, since the BDO has already fixed 2nd September, 2015 inspection of documents in compliance with this Commission's earlier order dated 26-3-2015, the Commission directs the complainant to do the inspection in the BDO's office on that day. He will be free to approach this Commission if he is not satisfied with the inspection. During his inspection

if he wants copies of any further documents, the BDO will allow him to take notes or photo copies thereof free of charge up to 50 copies and payment of Rs. 2/- for additional copy there-after.

The BDO will report to the Commission action taken by him , as above, within 15 days from the date of inspection.

As regards non-compliance of this Commission's order by the predecessor of BDO Sri Rangalal Sinha and offering of money and other inducements to the complainant by Sri Jugal Hazarika and Secretary of the Panigaon G.P on the condition that the complainant withdraws his RTI complaint, the Commission directs the Deputy Commissioner, Lakhimpur to cause an inquiry into the matter and take appropriate action and report action taken to this Commission within 60 days time.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. LPR. 46/2013/ -A

Dtd. 27.8.2015

Copy to:

1. Sri Rangalal Sinha, BDO & SPIO of Telahi Development Block, Lakhimpur for information and necessary action.
2. The Deputy Commissioner, Lakhimpur for information and necessary action, as above.
3. Sri Debananda Saikia, Vill & P.O- Panigaon, Dist-Lakhimpur for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission