

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

Case No. : HLK.13/2014

Complainant/ appellant : Md. Sarimul Haque Choudhury

Respondent : The Child Development Project Officer, Hailakadi

Date of hearing : 30.11.2015

Complaint/ Second : Shri Pinuel Basumatary, IA&AS ( Retd)  
Appeal heard by : State Information Commissioner, Assam

**O R D E R**

30.11.2015

The SPIO, Office of the CDPO, Hailakandi is absent without information.

The Appellant is also absent.

Perused the case records. The following is the sequence of important dates:

7.12.13        The application made to CDPO, Hailakandi.

20.2.14        First appeal submitted to DSWO, Hailakandi.

Nill date       Second appeal submitted to the Commission.

18.11.15       Hearing notice from the Commission.

Written statement has been received neither from the SPIO nor from the First Appellate Authority of the Office of the District Social Welfare Officer, Hailakandi. The latest position of the case could not, therefore, be ascertained. The SPIO has not submitted an explanation as to why penalty will not be imposed on him under section 20 (1) of the RTI Act, 2005 for his/her failure to furnish the information to the Applicant within the stipulated period of 30 days.

According to the case records, no information has been furnished by the SPIO to the Applicant and the First Appellate Authority has not disposed of the First Appeal as mandated by the RTI Act, 2005.

The Commission hereby orders that the information sought for by the Applicant will be provided to him free of cost within 10 days from the date of receipt of this order, if already not provided. It is also ordered that the First Appellate Authority will consider and dispose of the First Appeal within 21 days of this order with a speaking order.

The Commission also orders that the SPIO, Office of the CDPO, Hailakandi will submit an explanation to the Commission within 15 days of receipt of this order as to why penalty under section 20 (1) of the RTI Act, 2005 as mentioned above will not be imposed on him for the failure for furnishing information within the stipulated period of 30 days.

Sd/-  
Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam State Information Commission

Memo No. HLK/13/2014

Dtd. 30.11.2015

Copy to:

1. The Child Development Project Officer, Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
2. Md. Sarimul Haque Choudhury, S/o- Anam Uddin Choudhury, Vill- Barhailakandi Part-III, PO- Barhailakandi, Dist. Hailakandi, PIN-788155, Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar  
Assam State Information Commission