

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

Case No. : HLK.19/2014
Complainant/ appellant : Sri Anowar Hussain Laskar
Respondent : B.D.O., Lala Dev. Block, Hailakandi.
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 BDO, Lala Dev. Block, Hailakandi is absent without information. The appellant is also absent.

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

16.9.13 The Application made to BDO, Lala Dev. Block, Hailakandi.
23.9.13 Transfer u/s 6(3) to Mohamed par- Jaykrishnapar G.P., Hailakandi.
25.10.13 Petition filed by Md. Anowar Hussain Laskar to Secretary,
Mahammedpar- Jaykrishnapar G.P.
25.11.13 First Appeal submitted to D.C., Hailakandi.
26.11.13 Return of First Appeal from Addl. D.C., Hailakandi.
7.1.14 First Appeal submitted to C.E.O., Zilla Parishad, Hailakandi.
5.8.14 Second Appeal submitted to the Commission.
18.11.14 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 C.E.O., Zilla Parishad, 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 21 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 from the date of receipt of this order with a speaking order.

The Commission also orders that the SPIO, Office of the B.D.O, Lala Development Block, 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 to furnish the information within 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/19/2014

Dtd. 30.11.2015

Copy to:

1. The BDO, Lala Dev. Block, Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
2. Md. Anowar Hussain Laskar, S/o- Harun Rashid Laskar, Vill- Nizvernerpur, pt.I, P.O.- Vernerpur, P.S.- Lala, Dist- Hailakandi (Assam) for information.
3. Computer Section for uploading in the Website.
4. Office File.

Secretary & Registrar
Assam State Information Commission