

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

Case No. : HLK.23/2014  
Complainant/ Appellant : Md. Salim Uddin Laskar  
Respondent : The B.D.O., Algapur Development Block, Hailakadi  
Date of hearing : 07.12.2015  
Complaint/ Second : Shri Pinuel Basumatary, IA&AS ( Retd)  
Appeal heard by : State Information Commissioner, Assam

**O R D E R**  
07.12.2015

The Appellant is present. The SPIOs are absent without any information

A perusal of the case records indicate the following significant dates:

28.05.14      The RTI Application submitted to the B.D.O., Algapur Dev. Block.  
09.06.14      Application transferred to all GP under Algapur Dev. Block.  
25.08.14      First Appeal submitted to the B.D.O., Algapur Dev. Block.  
27.09.14      Second Appeal submitted to the Commission.  
21.11.15      Hearing notice from the Commission.

The Appellant has submitted that he had not received the information he had sought for.

No written statement has been received in the Commission from the SPIO or from the First Appellate Authority (FAA). Thus, there is no evidence of the Secretaries of the Gaon Panchayats under the Algapur Development Block and Block Development Officer, Algapur Development Block having taken any effective action to comply with the provisions of the RTI Act, 2005 in connection with the instant RTI Application/Appeal.

Case records indicate that the RTI Application has been transferred by the B.D.O. to the Secretaries of the GPs under the jurisdiction of the Development Block. The Appellant has submitted that the total number of GPs in the said Block is 13 (thirteen).

The Commission is of the view that the FAA/BDO, Algapur Development Block ought to have considered and disposed of the First Appeal within a period of 30 days, as mandated by the said Act, with a speaking order and facilitate furnishing of the information. The Commission is also of the view that the information sought by the Applicant that related to developmental projects like IAY and MSDP etc. should ordinarily be available in BDO's office as well as in the GP offices and therefore, the SPIO in the BDO's office could have provided the information to the Applicant by collecting, if that is not available in his office.

After careful consideration of the aforementioned facts, the Commission hereby orders that the Secretaries of each of the GPs, stated to be 13 (thirteen) in number, will provide the information pertaining to the respective GPs the information sought for by the Applicant/ Appellant free of cost within a period of 10 days of receipt of this order, and submit an explanation as to why penalty will not be imposed on him/her 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, within 15 days of receipt of this order.

The Commission further orders that the FAA/BDO, Algapur Development Block will consider and dispose of the First Appeal with a speaking order within a period of 21 days of receipt of this order.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Secretary & Registrar  
Assam State Information Commission

Copy to:

1. The B.D.O., Algapur Development Block, Hailakandi, Dist- Hailakandi (Assam) Pin- for information and necessary action.
2. The Secretary, Panchgram GP, Vill- Panchgram, P.O.- Panchagram, Dist- Hailakandi (Assam), Pin- 788802 for information and necessary action.
3. The Secretary, Kalinagar GP, Vill- Kalinagar Pt-I, P.O.- Kalinagar, Dist- Hailakandi (Assam), Pin- 788801 for information and necessary action.
4. The Secretary, Uttar Kanchanpur GP, Vill- Uttar Kanchanpur, P.O.- Janakibazar, Dist- Hailakandi (Assam), Pin- 788801 for information and necessary action.
5. The Secretary, Bokrihawar GP, Vill- Bokrihawar Pt-VIII, P.O.- Kalinagar Pt-III, Dist- Hailakandi (Assam), Pin- 788801 for information and necessary action.
6. The Secretary, Chiporsangon GP, Vill- Chiporsangon Pt-III, P.O.- Chiporsangon, Dist- Hailakandi (Assam), Pin- 788801 for information and necessary action.
7. The Secretary, Chandipur GP, Vill- Margonpur, P.O.- Kalibaribazar, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
8. The Secretary, Bashbari GP, Vill- Chandipur, P.O.- Chandipur, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
9. The Secretary, Algapur GP, Vill- Algapurbazar, P.O.- Kalibaribazar, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
10. The Secretary, Saidband GP, Vill- Saidband Pt-I, P.O.- Kalibaribazar, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
11. The Secretary, Muhanpur GP, Vill- Muhanpur, P.O.- Algapur Pt-V, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
12. The Secretary, Muhanpur Bornibreze GP, Vill- Muhanpur RA, P.O.- Muhanpur, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
13. The Secretary, West Muhanpur GP, Vill- West Muhanpur, P.O.- Algapur Pt-V, Dist- Hailakandi (Assam), Pin- 788150 for information and necessary action.
14. The Secretary, North Narainpur GP, Vill- North Narainpur, P.O.- North Narainpur, Dist- Hailakandi (Assam), Pin- 788801 for information and necessary action.
15. Md. Salim Uddin Laskar, President of Bengali Student and Youth Forum- Committee, LA-6, Hailakandi, Vill- Kuchila, P.O.- Kuchila Bazar, P.S.- Hailakandi, Dist. Hailakandi, (Assam) Pin- 788155 for information.
16. Computer Section for uploading in the Website.
17. Office File.

Secretary & Registrar  
Assam State Information Commission