



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

Case No. : NGN.60/2013
Complainant/ Appellant : Sri Dulal Bora.
Respondent : District Social Welfare Officer, Nagaon.
Date of hearing : 03.12.2015
Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)
Appeal heard by : State Information Commissioner, Assam

O R D E R
03.12.2015

The Appellant Sri Dulal Bora is present.

The SPIO is absent

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

05.03.13 Filing of the RTI application before DSWO, Nagaon.
20.04.13 First Appeal filed by the Applicant before DSWO, Nagaon.
10.08.13 Second Appeal was filed before the Commission.

The Appellant submitted that he has received neither the information from the SPIO in the Office of the District Social Welfare Officer, Nagaon nor in order to his First Appeal submitted before the DSWO, Nagaon.

No written statement has been received in the Commission from the SPIO. No written Statement has been received also from the First Appellate Authority, i.e. DSWO on whether the First Appeal has been disposed of within the time stipulated by the RTI Act, 2005.

The SPIO has also not submitted any explanation to the Commission 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.

In view of the aforementioned facts and circumstances, the Commission hereby orders that the SPIO in the office of the DSWO, Nagaon will furnish the information sought for by the Applicant free of cost within 10 days of receipt of this order.

The DSWO, Nagaon being the First Appellate Authority will consider and dispose of the First Appeal dated 20/4/2013 with a speaking order submitted by the appellant before him.

The Commission further orders that the SPIO in the Office of the DSWO, Nagaon will submit an explanation to the Commission within a period of 15 days from the date of receipt of

this order 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.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam State Information Commission

Memo No. NGN.60/2013 -A

Dtd. 03.12.2015

Copy to:

1. The D.S.W.O., Nagaon, Dist- Nagaon (Assam) Pin- 782125 for information and necessary action.
2. Sri. Dulal Bora, Kaindhara Tinali, House no.-118, Khanapara, Guwahati- 781022 (Assam) for information.
3. Computer Section for uploading in the Website.
4. Office File.

Deputy Registrar
Assam State Information Commission