



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

Case No. : NGN.71/2013
Complainant/ Appellant : Md. Idris Ali.
Respondent : Office of the P.D., D.R.D.A., Nagaon
Date of hearing : 04.12.2015
Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)
Appeal heard by : State Information Commissioner, Assam

O R D E R
04.12.2015

Both the SPIO and the Appellant absent without information.

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

22.07.13 RTI Application filed with the SPIO in the Office of Laokhowa Development Block, Singimari, Nagaon.
23.08.13 First Appeal filed before P.D., D.R.D.A., Nagaon.
25.9.13 Second Appeal filed before the Commission.

The SPIO has not submitted any written statement on the status of RTI Application. He has also not submitted any 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.

The First Appellate Authority (FAA) namely v.s.z. P.D., D.R.D.A., Nagaon has not submitted written statement which he was directed to do through the Commission's hearing notice to apprise the Commission about the steps he had taken to dispose of the First Appeal in time or by Depute an authorized representative to the hearing.

In the absence of the Appellant, the Commission could not determine whether he had in the meantime received the information he had sought for.

The SPIO, Office of the B.D.O. will provide the information, if not already done, to the Applicant free of cost within 10 days of receipt of this order.

The Commission further orders that the said SPIO will submit an explanation to the Commission in writing 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, within 15 days of receipt of this order.

The Commission further orders that P.D., D.R.D.A., Nagaon being the First Appellate Authority will consider and dispose of the First Appeal with a speaking order within 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 SPIO, B.D.O., Singimari, Nagaon, Assam for information and necessary action.
2. The P.D., D.R.D.A., Nagaon, Dist- Nagaon (Assam) for information and necessary action.
3. Md. Idris Ali, S/o- Nabab Ali, Vill- Laibari, P.S.- Rupahihat, Dist- Nagaon, Assam Pin- 782125 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission