



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

Case No. : MRN.20/2013
Complainant/ Appellant : Md. Sahabuddin.
Respondent : The Child Development Project Officer (Moirabari Block),
Morigaon.
Date of hearing : 09.12.2015
Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)
Appeal heard by : State Information Commissioner, Assam

O R D E R
09.12.2015

Both parties absent without information.

No written statement has been received from the SPIO, Office of the Child Development Project Officer, Moirabari Block, Morigaon

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

22.08.13 RTI Application filed with SPIO, Office of the CDPO, Moirabari Block,
Morigaon.
10.09.13 Direction to the Applicant to deposit the cost of photocopy.
13.09.13 First Appeal filed with D.C., Morigaon
03.10.13 Second Appeal filed before the Commission.

In the absence of the SPIO and Appellant or any written statement from them, the Commission is not in a position to ascertain as to whether any further step had been taken by the SPIO to provide the information after writing on 10/9/2013 to the Applicant to deposit an amount of Rs.10,000/- towards cost of photocopying the relevant records. It appears that he had appealed against the demand of this amount in his First Appeal filed with the D.C., Morigaon.

The Commission also notes that the Applicant had filed his First Appeal before the mandatory period of 30 days for furnishing the information by the SPIO, and filed the Second Appeal also prematurity before the mandatory period for the disposal of the First Appeal.

In view of the above position and considering that the First Appeal dated 13/9/2013 filed by the Applicant, Md. Sahabuddin has not been disposed of by D.C., Morigaon, the Appeal is remanded to the latter (D.C., Morigaon) for considering and disposing of the Appeal with a speaking order within a period of 21 days of receipt of this order addressing, inter alia, the issue of reasonableness of the estimate of cost of photocopy demanded from the Applicant.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Secretary & Registrar
Assam State Information Commission

Memo No. MRN.20/2013 -A

Dtd. 09.12.2015

Copy to:

1. The Deputy Commissioner, Morigaon for information and necessary action.
2. The SPIO, Office of the Child Development Project Officer, Moirabari Block, Morigaon for information and necessary action.
3. Md. Sahabuddin, S/o- Md. Abdul Khuddus, No.-1, Salmarabari, P.S.- Dhing, Dist- Nagaon, P.O.-Dhing, Pin-782123 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission