



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

Case No. : BPT.32/2014
Complainant/ Appellant : Md. Nurjamal Islam.
Respondent : The SPIO, O/o the Secretary, Geruapara, Gaon Panchayat, Howly
Date of hearing : 23.12.2015
Complaint/ Second Appeal heard by : Shri Pinuel Basumatary, IA&AS (Retd),
State Information Commissioner, Assam

O R D E R
23.12.2015

The SPIO & EO (P) O/o the BDO, Bhawanipur Development Block and Secretary, Gerupara, Gaon Panchayat present.

The Appellant absent without any information.

A Written Statement from the First Appellate Authority (FAA)/ BDO, Bhawanipur Development Block dated 22.12.2015 received.

A perusal of the case records indicates the following sequence of significant dates:

24.12.13 RTI Application filed with the BDO, Bhawanipur Development Block.
24.12.13 The Application transferred to Secretary, Gerupara, Gaon Panchayat.
25.03.14 Ordered by First Appellate Authority.
02.07.14 Second Appeal filed with the Commission.

Perused the W/S submitted by the BDO, Bhawanipur Development Block as FAA. It has been submitted that the RTI Application was transferred on the same date to the Secretary, Gerupara, G.P. and that the FAA issued an order on 25.03.2014 directing the said G.P Secretary to provide the information within 7 days, free of cost.

Further, it has been submitted that the information from 2008 to 2012-13 was available whereas that relating to 2004 to 2008 was unavailable in the G.P. office and that the Petitioner/ Appellant refused to receive the incomplete information.

The Secretary, Geruapara, G.P., submitted in person that he had in the meantime collected most of the information relating to 2004 to 2008 and that he was now in a position to furnish the information to the Petitioner/Appellant excepting the part relating to family history which is not maintained in the G.P office. It was clarified that these records are normally maintained in Block office.

Considering the facts and circumstances brought out above, the Commission hereby orders that the Secretary, Geruapara G.P. shall furnish the information available in his office, to the Petitioner/Appellant, free of cost, within a period of 10 days from the date of receipt of this order.

The Commission further orders that the information on family history sought for by the Petitioner/Appellant which is stated to be maintained in Block Development Office shall be provided by the SPIO, O/o the BDO, Bhawanipur Development Block, likewise within a period of 10 days from the date of receipt of this order.

As effective action have not been taken on the order of the FAA dated 25.03.2014, the BDO, Bhawanipur Development Block as FAA shall consider and dispose of the First Appeal filed by the Appellant once again, 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

Memo No. BPT.32/2014 -A

Dtd. 23.12.2015

Copy to:

1. The SPIO, Office of the Secretary, Gerupara, Gaon Panchayat, Dist- Barpeta, Pin- 781301 (Assam) for information and necessary action.
2. The First Appellate Authority/ Block Development Officer, Bhawanipur Development Block, Howly, Dist- Barpeta, Pin- 781316 Assam for information and necessary action.
3. Md. Nurjamal Islam, General Secretary, Barpeta District Minorities Student's Union, PO- Howly, Dist- Barpeta, Assam, Pin- 781316 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission