

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

Case No. : DHR.130/2012
Complainant/ Appellant : Sri Salim Ahmed
Respondent : SPIO, O/o the District Elementary Education Officer, Dhubri
Date of hearing : 17.12.2015
Complaint/ Second Appeal heard by : Shri Pinuel Basumatary, IA&AS (Retd), State Information Commissioner, Assam

O R D E R
17.12.2015

Both the SPIO and the Appellant absent without any information.

No written statement has been received from the SPIO.

The RTI Application has been filed with the SPIO, O/o the District Elementary Education Officer, Dhubri on 28.09.2012. On 30.10.2012 some information had been provided to the Petitioner. However, the information provided was inconclusive in nature, and one report which was being prepared was to be provided to the Appellant/ Petitioner 'shortly'. Being aggrieved with the reply, the Petitioner filed First Appeal with the District Elementary Education Officer, Dhubri and the Second Appeal Petition with the Commission on 02.11.2012 and 14.12.2012 respectively.

There is no evidence of the First Appeal having being disposed of by the First Appellate Authority (FAA).

In view of the above facts, the Commission hereby orders that SPIO shall i) provide the information, if not already provided, free of cost within a period of 10 days of receipt of this order and ii) submit an explanation within a period of 15 days from the date of receipt of this order before the Commission as to why penalty shall 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 Appellant within the stipulated period of 30 days.

The District Elementary Education Officer, Dhubri being the FAA shall consider and dispose of the First Appeal dated 02.11.2012 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**

Memo No. DBR.130/2012 - A

Dtd. 17.12.2015

Copy to:

1. The First Appellate Authority/District Elementary Education Officer, Dhubri Assam for information and necessary action.
2. The SPIO in the office of the District Elementary Education Officer, Dhubri, Assam for information and necessary action.
3. Sri Salim Ahmed, S/o Lt. Foyez Uddin, vill- Bawluri, PO- Chirakuti Bazar, Dist- Dhubri, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

**Secretary & Registrar
Assam State Information Commission**