



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

Case No. : NGN.66/2013  
Complainant/ Appellant : Sri Samir Chakma.  
Respondent : The SPIO, O/o the D.C., Barpeta, Assam.  
Date of hearing : 30.12.2015  
Complaint/ Second Appeal heard by : Shri Pinuel Basumatary, IA&AS ( Retd),  
State Information Commissioner, Assam

**O R D E R**  
30.12.2015

Neither the SPIO nor the Appellant present.

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

11.02.13	RTI Application filed with the Office of the D. C., Barpeta.
12.03.13	Application transferred to A.D.C., Census, Nagaon.
06.07.13	First Appeal filed with the Office of the D.C., Barpeta.
29.06.13	Information furnished to the Petitioner.
08.09.13	Second Appeal filed before the Commission.

Perusal of the case records indicate that the Appellant has sought for information on three counts. The A.D.C., Census, Nagaon wrote to the Appellant through letter no. NR(Cen) 4/2010-11/89 dated 29/6/2013 informing him that there were no information/records in the office relating to the first two parts of the Application and advised the Appellant to approach the Directorate, Census Operation, G.S. Road, Ulubari, Guwahati for the census records since 1964, the year which the Appellant has referred.

After a careful consideration of the facts available on the case records, the Commission concludes that the SPIO had taken a reasonable action in responding to the RTI Application of the Appellant and that it was for the Appellant to approach, as advised, the Directorate, Census Operation, Guwahati for photocopy of census records since 1964, if he so desired.

The Commission, however, observes that the SPIO/A.D.C., Census, Nagaon has failed not only to attend the hearing but also to make submission before the Commission.

Through its hearing notice no. SIC/NGN.66/2013/8-A dated 4/12/2015, the Commission had asked the First Appellate Authority/D.C., Nagaon to apprise it (the Commission) either by a Written Submission or by deputing his authorized representative to the hearing about the steps he may have taken to dispose of the First Appeal (dated 6/7/2015) of the Appellant/Petitioner. No evidence has been received in the Commission of the First Appellate Authority having disposed of the said First Appeal.

In view of the position stated above, both the SPIO and First Appellate Authority are advised to comply henceforth with the direction from the Commission in connection with the Applications/Appeals in accordance with RTI Act, 2005.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Secretary & Registrar  
Assam State Information Commission

Copy to:

1. The SPIO/Additional Deputy Commissioner, Census, Nagaon, Dist- Nagaon, Assam, Pin- 782001 for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Nagaon, Assam, Pin-782001 for information and necessary action.
3. Sri Samir Chakma, Maya Sarover Area, P.O.- Budhgaya, Dist- Gaya, Bihar, Pin- 824231 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar  
Assam State Information Commission