

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

Case No. : KP(M).568/2013
Complainant/ appellant : Shri Dulal Bora
Respondent : Election Officer, Kamrup (M), Guwahati
Date of hearing : 31. 12.2015
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
31.12.2015

The Appellant Shri Dulal Bora is present. The Public Authority to be represented by the SPIO of the office of the Election Branch, Deputy Commissioner, Kamrup (M) is absent without information. The Second Appeal petition dtd 4.9.13 is taken up for hearing ex-parte in absence of the SPIO.

From perusal of the case records it is seen that vide his RTI application dtd 20.5.13 the applicant Shri Dulal Bora sought information on action taken by the Election Officer on a complaint petition filed by Shri Dulal Bora and on a communication received from the Election Commission of India with regard to election of Shri Akon Bora, the then Minister of Social Welfare, Govt. of Assam. Not getting any response from the Election Officer, the applicant filed his First Appeal petition dtd 25.6.13 before the Election Officer, Kamrup (M) followed by a Second Appeal petition dtd 4.9.13 before this Commission.

It is seen from the case records that the First Appellate Authority has not yet heard and disposed of the First Appeal petition dtd 25.6.13.

This Commission therefore, remands the appeal petition along with the original RTI application to the First Appellate Authority to hear and dispose of the First Appeal petition with a speaking order within 30 days from the date of receipt of this order.

The applicant is also directed to produce a copy of his complaint petition and the communication from the Election Commission of India before the FAA at the time of hearing.

Sd/-
(H. S. Das)
Assam State Chief Information Commissioner,
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. KP(M).568/2013/

Dtd. 31.12.2015

Copy to:

1. The Deputy Commissioner, Kamrup (M), Guwahati- 781 001 for information and necessary action.
2. The Election Officer, office of the Deputy Commissioner, Kamrup (M) Panbazar, Guwahati-781 001 for information and necessary action.
3. Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission