



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

Case No. : **JRT.03/2013**

Complainant/ appellant : **Sri Bablu Prasad Baruah**

Respondent : **BDO Dhekargorah Development Block**

Date of hearing : **11-12-2015**

Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by **Chief Information Commissioner, Assam**

O R D E R

The petitioner Sri Bablu Prasad Baruah is absent without information. The public authority is represented by (1) Sri Binode Gogoi, BDO, North West Jorhat Development Block, Dhekargorah, and (2) Sri Kiron Ch. Hazarika, Extension Officer, (Fishery).

The BDO, North West Jorhat Dev. Block has made a written submission dated 10-12-2015, which is entered into the case records. In his written submission the BDO has stated that the RTI petition of Sri Bablu Prasad Baruah which was dated 24-9-2012 was received in his office on 27-9-2012. Vide their letter dated 28-9-2012, the petition was transferred to the concerned G.Ps for furnishing the information to the petitioner. The BDO has further stated that he was unaware that the concerned G.Ps did not furnish the required information to the petitioner. Another written submission dated 8-12-2015 has been received from the 1st Appellate Authority, i.e., the CEO of Jorhat Zila Parishad. The CEO has stated that he transferred the first appeal petition dated 3-11-2012 of Sri Bablu Prasad Baruah to the BDO of North West Jorhat Development Block. The petitioner has submitted another written statement dated 27-11-2015 stating that due to some personal problems he could not appear in today's hearing. He has also mentioned that vide letter dated 28-1-2013 he received some/ part information from the BDO on 29-1-2013. From the petitioner's letter dated 27-11-2015 it transpires that he has not received any information from the concerned G.Ps and the information received in respect of the Block Office is also not complete with supporting documents.

This Commission, therefore, directs the BDO of North West Development Block, Jorhat to allow the petitioner to inspect all relevant office records, documents and files in support of those items of the RTI petition for which the BDO is the custodian of the information during office hours on any working day within 15 days from the date of receipt of this order and allow the petitioner to take notes and photo copies of documents that he may require free of cost up to 50 copies and there after on payment of Rs. 2/- for every additional copy. The petitioner will give at least 2 days advance notice to the BDO before the date of his inspection.

As regards the information sought for by the petitioner in respect of which the concerned G.Ps are the custodian of the records, the BDO is directed to issue strict instructions to all the concerned G.Ps within 7 days from the date of receipt of this order, so that the GPs furnish the required information to the petitioner within 15 days thereafter by Registered A/D Post.

The Commission observes that the BDO is not required to or bound to collect the information from the G.Ps, for which information the G.Ps are the custodian and public authority. Such information have to be furnished by the concerned public authorities i.e., the G.Ps.

If , however, any G.P Secretary fails to comply with the instruction of the BDO, the BDO will then initiate appropriate action against the G.P Secretaries with information to this Commission.

With the above order, the second appeal petition dated 26-11-2012 is disposed of.

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

Authenticated true copy.

Sd/-

**Secretary & Registrar
Assam State Information Commission**

Memo No. **JRT.03/2013/ -A**

Dtd. 11-12-2015

Copy to:

1. Sri Binode Gogoi, BDO, North West Jorhat Development Block, Dhekorgorah, Jorhat for information and necessary action.
2. Sri Bablu Prasad Baruah, Jagannath Baruah Path, P.O- Korokatali, Jorhat-785 015 for information and necessary action.
3. Computer Section for uploading in the Website
4. Office File

**Secretary & Registrar
Assam State Information Commission**