



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

Case No. : SIC/NGN.49/2013  
Appellant : Sri Jatin Bora.  
Respondent : The SPIO, O/o the Block Elementary  
Education Officer (BEEO), Kaliabor  
Educational Block, Nagaon.  
Date of hearing : 22.01.2016  
Second Appeal heard by : Shri Pinuel Basumatary  
State Information Commissioner, Assam

**O R D E R**  
22.01.2016

Neither the SPIO nor the Appellant present.

No Written Statements received. The SPIO has not only not apprised the Commission about the actual date of receipt of RTI Application and of furnishing of information, if any, but also has not explained 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 Applicant within the stipulated period of 30 days.

The lack of response by the SPIO to the hearing notice of the Commission dated 8/1/2016, if duly received, can be indicative of indifference in responding to RTI Application in accordance with the RTI Act, 2005.

It is also not known whether the First Appeal dated 22/4/2013 filed by the Appellant with the District Elementary Education Officer, Nagaon has been disposed of in accordance with the said Act by the FAA/DEEO, Nagaon.

In view of the facts brought out above, the Commission hereby orders that the SPIO shall furnish the information sought for by the Appellant, free of cost, within a period of 10 days from the date of receipt of this order, if already not furnished.

It is further ordered that the SPIO shall submit a show cause, within 15 days from the date of receipt of this order, 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 Applicant within the stipulated period of 30 days of receiving the RTI Application dated 26/2/2013.

The Commission further orders that First Appellate Authority shall consider and dispose of the First Appeal dated 22/4/2013 filed by the Appellant, with a speaking order under intimation to the Commission, within a period of 21 days from the date of receipt of this order. It is also ordered that the FAA will bring out in his order the names of the officers who have served as SPIO with their specific incumbency dates, if incumbents have changed.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Dy. Secretary & Dy. Registrar  
Assam State Information Commission

Copy to:

1. The SPIO, Office of the Block Elementary Education Officer, Kaliabor Educational Block, P.O.- Borghuli, Dist- Nagaon, Assam, Pin- 782143 for information and necessary action.
2. The First Appellate Authority/District Elementary Education Officer, Nagaon, Dist- Nagaon, Assam, Pin- 782001 for information and necessary action.
3. Sri Jatin Bora, S/o- Toseshwar Bora, Vill- Jharoni, P.O.- Borghuli, Dist- Nagaon, Assam, Pin- 782143 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Secretary & Dy. Registrar  
Assam State Information Commission