



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

Case No. : SIC/HLK.3/2015
Appellant : Md. Foriz Uddin Laskar
Respondent : The SPIO, O/o the B.D.O, Hailakandi Development Block,
Hailakandi.
Date of hearing : 27.01.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
27.01.2016

Both parties absent without information.

Perusal of the case records indicates the following sequence of significant dates:

06.12.2013 RTI Application filed with the B.D.O, Hailakandi Development Block,
Hailakandi.
31.01.2014 First Appeal filed with CEO cum Project Director, DRDA, Hailakandi
11.05.2014 Second Appeal filed with the Commission

No Written Statement has been received from the SPIO. The SPIO also has not submitted any explanation 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.

Through its hearing notice dated 05.01.2016, the Project Director, DRDA, Hailakandi as First Appellate Authority (FAA) had been asked to apprise the Commission about the steps he had taken, if any, to dispose of the First Appeal in time or to depute an authorized representative to the hearing. The Project Director, DRDA, Hailakandi has not complied with this direction from the Commission.

In the absence of the SPIO and Written Statements from him and the FAA, and also the absence of the Appellant, the Commission could not determine the latest position relating to furnishing of the information sought for by the Applicant/ Appellant.

Considering the abovementioned position, the Commission hereby orders that the SPIO shall furnish, if already not done, the information sought for by the Applicant/ Appellant to him, free of cost, within a period of 10 days of receipt of this order.

The Commission further orders that the SPIO shall also submit an explanation to 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 Applicant within the stipulated period of 30 days, within 15 days of receipt of this order.

The Project Director, DRDA, Hailakandi being the FAA shall consider and dispose of the First Appeal dated 31.01.2014 filed by the Applicant/ Appellant, 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

Copy to:

1. The SPIO in the Office of the Block Development Officer, Hailakandi Development Block, PO- Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
2. The First Appellate Authority/Project Director, DRDA, Hailakandi, PO- Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
3. Md.Foriz Uddin Laskar, S/o Late Arrjumond Ali Laskar, Vill- Kanchanpur-II, PO- Kanchanpur, Dist- Hailakandi, Assam, Pin- 788152 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission