



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

Case No. : JRT.1/2014

Complainant/ appellant : Md. Akil Hussain

Respondent : SPIO, O/O Director, WPT&BC Deptt.

Date of hearing : 28-01-2016

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

**O R D E R**

The petitioner Md. Akil Hussain is absent without information. The public authority is represented by Sri Manash Das, ACS, Deputy Director, and SPIO in the Directorate of WPT&BC, accompanied by Sri Mohan Hazarika, Senior Assistant.

The second appeal petition dated 11-12-2013 is taken up for hearing ex-parte in the absence of the petitioner.

From perusal of the case records it is seen that the applicant filed his RTI petition dated 24-7-2013 before the Directorate of WPT&BC. The Deputy Director and SPIO, WPT&BC Department transferred the application to the Chairman, Maria Development Block on 3<sup>rd</sup> September, 2013 with a request to furnish the information directly to the petitioner. After not receiving any information from the Directorate or from Maria Development Block, the petitioner filed his first appeal petition before the Director, WPT&BC on 21-10-2013 followed by his second appeal petition dated 11-12-2013 before this Commission.

The Deputy Director and SPIO has filed a written submission dated 22<sup>nd</sup> January, 2016 stating that the information sought for by the applicant are not available in the Directorate.

From the above, it is clear that the sought for information has not yet been furnished to the applicant. The Commission, therefore, directs the Chairman of Maria Development Block to let the applicant inspect all relevant documents and records pertaining to the RTI application dated 24-7-2013 of Md. Akil Hussain and allow him to take notes and photo copies of documents sought for by him, free of cost up to 100 copies and thereafter on payment of Rs. 2/- for every additional copy.

Further, the SPIO of Maria Development Block is directed to show cause within 15 days from the date of receipt of this order as to why penalty under Section 20 of the RTI Act, 2005 shall not be imposed on him for his failure to furnish the information to the petitioner within the stipulated period of 30 days. If no SPIO was designated at the time of receipt of the RTI application, then the Chairman, himself will be deemed to be the SPIO. Fix 5<sup>th</sup> March, 2016 at 11 A.M for next hearing.

Issue Notice to both the parties and also to Deputy Director, & SPIO, Directorate of WPT&BC to remain present on the next date of hearing.

With the above order the second appeal petition dated 1-2-2014 is disposed of.

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

**Authenticated true copy.  
Sd/-  
Secretary & Registrar  
Assam State Information Commission**

Copy to:,

1. Sri. Manash Das, ACS, Deputy Director, and SPIO in the Directorate of WPT&BC, for information and necessary action.
2. Md. Akil Hussain ,Vill- Mudijan Muslim Gaon, Muddijan Tini Ali, P.O- Teok, District- Jorhat, Assamfor information.
3. Computer Section for uploading in the Website.
- 4.` Office File.

**Secretary & Registrar**  
**Assam State Information Commission**