



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

Case No. : SIC/CCR.87/2013  
Appellant : Sri Jitendra Kr Singha  
Respondent : The SPIO, Office of the  
1. BDO, Katigorah Development Block, Cachar  
2. BDO, Kalain Development Block, Cachar  
3. BDO, Salchapra Development Block, Cachar  
Date of hearing : 18.02.2016  
Second Appeal heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
18.02.2016

Out of 3 (three) SPIOs, those of Katigorah, Kalain and Salchapra Development Blocks, one, Sri Mohan Engti, BDO i/c, Katigorah Development Block present. Written Statements are also received from him and BDO i/c, Salchapra Development Block.

The BDO, Kalain Development Block is neither present in the hearing nor has he sent any Written Statement on the status of the RTI Application and 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, which was asked for by the Commission through its hearing notice dated 06.02.2016.

The Appellant present with his assistant.

Heard the Appellant. He has submitted that he has so far received the information he had sought for only from one GP, *i.e.* Rajnagar GP falling under the Salchapra Development Block and is yet to receive the information relating to the other GPs.

Perused the W/S submitted by the BDO, Katigorah Development Block. It has been submitted that the RTI Application had not been disposed of by his predecessors and that he has began the process of gathering the relevant information to be provided to the Appellant/Applicant and has sought for 15 days' time for the purpose. He has personally reiterated this position during the hearing.

There is no evidence of the Appellant having filed the First Appeal with the appropriate First Appellate Authority (FAA) although, the Appellant has submitted that he had filled First Appeal to PD, DRDA, Cachar and that he had not received any order of the FAA.

In view of the facts brought out above, the Commission hereby orders the following-

1. The SPIOs of Katigorah Development Block and Kalain Development Block shall furnish the information sought for by the Applicant, free of cost, within a period of 15 days of receipt of this order. Similarly, the SPIO, office of the BDO Salchapra Development Block shall furnish the information relating to the remaining GPs within the same time frame.

2. The SPIO, Kalain Development Block shall submit a written explanation, within 15 days 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.

In case the Appellant is not satisfied with the actions taken by the SPIOs in terms of this orders, he will be at liberty to file once again First Appeal with appropriate First Appellate Authority, upon receipt of which the First Appellate Authority shall dispose of the same in accordance with the relevant sections of the RTI Act, 2005.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Dy. Secretary & Dy. Registrar  
Assam State Information Commission

Memo No. SIC/CCR.87/2013/ -A

Dtd. 18.02.2016

Copy to:

1. The SPIO, office of the Block Development Officer, Katigorah Development Block, Cachar, P.O.- Katigorah, Dist-Cachar, Assam, Pin- 788805 for information and necessary action.
2. The SPIO, office of the Block Development Officer, Kalain Development Block, Cachar, P.O.- Kalain, Dist-Cachar, Assam, Pin- 788815 for information and necessary action.
3. The SPIO, office of the Block Development Officer, Salchapra Development Block, Cachar, P.O.- Salchapra, Dist-Cachar, Assam, Pin- 788814 for information and necessary action.
4. The Project Director, District Rural Development Agency, Cachar, P.O.- Silchar, Dist- Cachar, Assam, Pin-788001 for information.
5. Sri Jitendra Kr. Singha, President, Bornali field Management Committee, Vill- Algapur, P.O.- Rajnagar, Dist- Cachar, Assam, Pin- 788026 for information.
6. Computer Section for uploading in the Website.
7. Office File.

Dy. Secretary & Dy. Registrar  
Assam State Information Commission

