



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

Case No. : SIC/HLK.9/2015
Appellant : Md. Foriz Uddin Laskar
Respondent : The SPIO, O/o the B.D.O., Hailakandi Development Block, Hailakandi
Date of hearing : 22.03.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
22.03.2016

Neither party present.

The SPIO has also not made a Written Submission relating to the case and 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 which was called for by the Commission through its hearing notice dated 08.03.2016.

Perused the copy of the letter dated 21.03.2016 addressed by the First Appellate Authority/CEO, Zilla Parishad, Hailakandi to the SPIO/BDO, Hailakandi Development Block which has been received in the Commission. It is seen that the BDO has been directed to furnish the information to the Petitioner and to apprise the Commission.

In absence of the SPIO and the Appellant or any W/S from them in today's hearing, it could not be ascertained whether the information has been received by the Appellant in the meantime.

In view of the facts brought out above, the Commission hereby order as follows –

1. The SPIO, office of the B.D.O., Hailakandi Development Block shall furnish the information as sought for by the Applicant/Appellant, free of cost, within a period of 21 days of receipt of this order, if already not furnished. The time to this extent is given in view of the ensuing Assembly Elections;
2. The SPIO, office of the B.D.O., Hailakandi Development Block shall submit a written explanation to this Commission, within 25 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, and
3. The First Appellate Authority/C.E.O., Hailakandi shall consider and dispose of the First Appeal, with a speaking order, within a period of 30 days of receipt of this order.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Deputy Registrar
Assam Information Commission

Copy to:

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

Deputy Registrar
Assam Information Commission