



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

Case No. : SIC/BPT.1/2015
Appellant : Sri Jogesh Ch. Tahbildar.
Respondent : The SPIO, O/o the Deputy Commissioner, Barpeta
Date of hearing : 20.04.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
20.04.2016

SPIO absent without any information.

Appellant absent. However, a letter dated 12.04.2016 has been received from the Appellant which is taken on record.

Perused the Appellant's letter. It has been submitted that he had not received the information he had sought for.

Perused the case record. It is seen that the Appellant had submitted his Second Appeal dated 03.06.2014 being aggrieved at not receiving the information he had sought for from the SPIO and any response from the First Appellate Authority/D.C., Barpeta to his First Appeal dated 08.04.2014.

The SPIO has not submitted the Written Statement regarding the status of furnishing of information and has also 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.

There is no evidence of the FAA/D.C., Barpeta having disposed of the First Appeal dated 08.04.2014 which was submitted to him by the Petitioner.

In view of the facts stated above, the Commissioner hereby orders as follows –

1. The SPIO, office of the D.C., Barpeta shall furnish the information as sought for by the Applicant/Appellant, free of cost, within a period of 10 days of receipt of this order;
2. The SPIO shall submit a written explanation to this Commission, 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; and
3. The FAA/D.C., Barpeta shall consider and dispose of the First Appeal dated 08.04.2014, 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/-

Deputy Registrar
Assam Information Commission

Copy to:

1. The SPIO, office of the Deputy Commissioner, Barpeta, Dist- Barpeta, Assam, Pin- 781301 for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Barpeta, Dist- Barpeta, Assam, Pin- 781301 for information and necessary action.
3. Sri Jogesh Ch. Tahbildar, Vill & P.O.- Nityananda, Dist- Barpeta, Assam, Pin- 781329 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission