

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

Case No. : SIC/GLT.5/2016
Complainant : Sri Jibeswar Kalita.
Respondent : The SPIO, O/o the Inspector of Schools, Golaghat.
Date of hearing : 26.05.2016
Complaint heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
26.05.2016

The Complainant present.

The SPIO absent. He has however sent a Written Statement no. ISG/PT/RTI/06/608 dated 23.05.2016 which is taken on the case record.

Perused the W/S. It has been submitted that the RTI Application had been received on 08.05.2015 and information sought for was sent to him by post through letter no. ISG/PT/RTI/06/692 dated 08.06.2015.

Heard the Complainant. He submitted that he received neither the information he had sought for nor any response in this behalf. He also added that he has not received any response from the Deputy Commissioner, Golaghat to whom the First Appeal had been made as First Appellate Authority.

It is seen from the W/S that the SPIO has not provided any evidence of providing the information to the Complainant in the form of a copy of the said letter and its enclosure, if any, containing the information as sought for. The SPIO has also not provided any evidence of having sent the said letter by post such as postal receipt.

The Complainant had filed the First appeal dated 18.06.2015 before the Deputy Commissioner, Golaghat. Through its hearing notice dated 12.05.2016, the Commission had requested the D.C., Golaghat to apprise the Commission about the steps he may have taken to dispose of the First Appeal within the stipulated time either by a Written Submission/or by his personnel attendance or by deputing representatives in today's hearing. The Commission has not received any evidence from the D.C., Golaghat having disposed of the said Appeal.

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

1. The SPIO, office of the Inspector of Schools, Golaghat shall provide the information to the Applicant/Complainant as the latter has stated to have not received the information sent through letter dated 08.06.2015, within a period of 10 days of receipt of this order under intimation to this Commission;
2. The D.C., Golaghat shall consider and dispose of the First Appeal, with a speaking order, within a period of 21 days of receipt of this order.

As this is a case of Complaint under Section 18 (1) of the RTI Act, 2005, fix another date of hearing in 5 (five) weeks' time.

Appropriate proceedings for non-compliance of the provisions of the RTI Act and orders given here shall be drawn up, if necessary on the outcome of the hearing.

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 Inspector of Schools, Golaghat Dist- Golaghat, Assam for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Golaghat, Dist- Golaghat, Assam for information and necessary action.
3. Sri Jibeswar Kalita, General Secretary, Antaranga Sanjog Samity, Kumargaon, Dergaon, P.O.- Dergaon, Dist- Golaghat, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission