



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

Case No. : SIC/NLB.18/2014
Appellant/Complainant : Md. Abdur Ahmed
Respondent : 1. The SPIO, O/o the Block Development Officer, Barkhetri Development Block, Mukalmua, Nalbari
2. The Secretary, No. 59 Mukalmua Narayanpur Gaon Panchayat, Nalbari
Date of hearing : 01.06.2016
Second Appeal/Complaint heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
01.06.2016

The SPIO is represented by Sri Anjima Daimari, E.O. (W & C), Barkhetri Development Block who submitted that she has been deputed by the SPIO in today's hearing on account of preoccupation with other official work.

The Appellant/Complainant is present.

Perused the case record. It is seen that the Commission had heard the Second Appeal case and issued an order dated 18.12.2015 directing (1) the Secretary, No. 59 Mukalmua Narayanpur GP to allow the Petitioner to inspect all relevant records and documents pertaining to the RTI Petition within 15 days from the date of receipt of the order and allow him to take notes and photocopies of relevant documents free of cost upto 50 copies and thereafter on payment of Rs.2/- for every additional copy, and (2) the BDO, Barkhetri Development Block to issue necessary instruction to Secretary, Barkhetri Narayanpur GP to do the needful in accordance with the said order. The Appellant submitted a Complaint, received in the Commission on 01.03.2016, about non-compliance of the Commission's order. It is also seen that the Applicant had not specified the period relating to which he had sought information.

Heard the Appellant. He submitted that he has not been offered the records for inspection inspite of his visiting the GP and the concerned BDO. He has requested that the information be provided to him from the year 2010.

Heard the representative of the SPIO. It was submitted that the Secretary of the GP during the time of receipt of the RTI Application and order of the First Appellate Authority was put under suspension and he did not hand over the charge properly to the current in-charge GP Secretary. She further submitted that in compliance with the Commission's order dated 18.12.2015 the current i/c Secretary of the GP had been directed to provide the records for inspection in accordance with the Commission's order, and that GP Secretary is yet to comply with the said direction.

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

1. The BDO, Barkhetri Development Block shall enquire into the circumstances under which the previous GP Secretary and current in-charge did not provide the information sought for by the Appellant within the stipulated period, and did not comply with the orders of the First Appellate Authority/P.D., D.R.D.A., Nalbari dated 07.06.2014, and Commission's order dated 18.12.2015, and submit a report before the Commission within 21 days of receipt of this order, identifying the officials responsible for non-compliance with the relevant provisions of the RTI Act, 2005;

2. Within 10 days of receipt of this order the current incumbent GP Secretary in-charge shall comply with the order of the Commission dated 18.12.2015. The exercise of inspection and photocopying will be completed within 2 days.

With this, the Complaint case is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/NLB.18/2014/12 -A

Dtd. 01.06.2016

Copy to:

1. The SPIO, office of the Block Development Officer, Barkhetri Development Block, Mukalmua, Dist- Nalbari, Assam for information and necessary action.
2. The Secretary, No. 59 Mukalmua Narayanpur Gaon Panchayat, Mukalmua, Nalbari, Assam, Pin-781335 for information.
3. Md. Abdur Ahmed, Vill & P.O.- Mukalmua, Dist- Nalbari, Assam, Pin-781126 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission