

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

Case No. : SIC/BGS.10/2015  
Appellant : Sri A. K. Rakshit  
Respondent : The SPIO, O/o the Deputy Commissioner, Baksa  
Date of hearing : 03.06.2016  
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)  
State Information Commissioner, Assam

**O R D E R**  
03.06.2016

The petitioner Sri A. K. Rakshit is present.

The Public Authority is represented by Sri Sadhan Kr. Sarkar, ADC, Baksa.

The ADC, Baksa has submitted a written statement dated 02.06.2016 that the RTI petition dated 03.02.2009 filed by Sri A.K Rakshit was received from the Deputy Secretary to the Govt. of Assam, Rev. & DM Department on 27.02.2009 and the same was sent to Circle Officer, Barama Revenue Circle vide letter dated 21.04.2011 for furnishing of information.

The Circle Officer, Barama Revenue Circle submitted a report on 03.06.2009 that the information was furnished to Sri A.K. Rakshit vide letter dated 10.09.2009 by the D.C. Baksa with a copy to the Deputy Secretary to the Govt. of Assam, Rev. & DM Department. AWT message was also sent By the D.C. Baksa to the Deputy Secretary to the Govt. of Assam, Rev. & DM Department on 17.07.2010 that information had been furnished to the petitioner.

The petitioner present stated that he had not received any information addressed to him.

The First Appellate Authority (FAA)/Commissioner & Secretary to the Govt. of Assam Rev. & DM Department has submitted a written statement that no appeal was received by their office against the RTI petition of Sri A.K Rakshit and as such there is no record about the details of information.

On perusal of records, it appears that the First Appeal was filed in the office of the Secretary, Rev. & DM Department to the Govt. of Assam which has been enclosed with the Second Appeal petition. The First Appeal petition dated 28.01.2015 is therefore remanded to the Commissioner & Secretary to the Govt. of Assam, Rev. & DM Department for disposal with a speaking order after hearing the petitioner, within 30 days from the date of receipt of this order. (Copy of the First Appeal petition dated 28.01.2015 enclosed).

With the above direction, the Second Appeal petition dated 21.04.2015 is disposed of. However, the petitioner will be at liberty to move the Commission with Second Appeal or Complaint petition as the case may be if he is aggrieved by the decision of the First Appellate Authority or due to non disposal of his First Appeal by the First Appellate Authority.

Sd/-

Nilufer Alam Hazarika, IAS (Retd.)  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy

Sd/-

Deputy Registrar

Assam Information Commission

Memo No. SIC/BGS.10/2015/ 30-A

Dtd. 03.06.2016

Copy to:

1. The SPIO, Office of the Deputy Commissioner, Baksa, Musalpur, Assam, Pin-781372 for information and necessary action.
2. The First Appellate Authority/Commissioner & Secretary to the Govt. of Assam, Dispur for information and necessary action.
3. Sri A.K Rakshit, Vill- Barama, PO- Barama, Dist- Baksa, Assam, Pin- 781346 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar  
Assam Information Commission