

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

Case No. : SIC/DHR.60/2014
Appellant : Md. Johirul Hoque.
Respondent : The SPIO, O/o the Sub-Divisional Officer (C), Bilasipara, Dhubri
Date of hearing : 13.06.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
13.06.2016

The SPIO absent without information. He has not made any written submission to apprise the Commission about the steps he may have taken to furnish the information sought for. He also has not submitted any written explanation as to why penalty shall not be imposed on him under Section 20 (1) of the RTI Act, 2005 for his failure to furnish the information to the Applicant within the stipulated period of 30 days.

The Appellant present. He has personally submitted that he has not received the information he had sought for. He has also not received any response to his First Appeal dated 21.01.2014 submitted to S.D.O. (C), Bilasipara.

The First Appellate Authority has not apprised the Commission about the steps he may have taken to dispose of the First Appeal which he was asked to do through its hearing notice dated 01.06.2016.

Perused the case record. There is no evidence of any action having been taken by either the SPIO for providing information or the First Appellate Authority for disposing of the First Appeal in accordance with the said Act.

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

1. The SPIO shall provide the information sought for by the Appellant, free of cost, within 10 days of receipt of this order;
2. The SPIO shall submit a written explanation as to why penalty shall not be imposed on him under Section 20 (1) of the RTI Act, 2005 for his failure to furnish the information to the Applicant within the stipulated period of 30 days, within 15 days of receipt of this order;
3. The First Appellate Authority/S.D.O. (C), Bilasipara shall consider and dispose of the said First Appeal, with a speaking order, within 15 days of receipt of this order.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar

Assam Information Commission

Memo No. SIC/DHR.60/2014/7 -A

Dtd. 13.06.2016

Copy to:

1. The SPIO, office of the Sub-Divisional Officer, Bilasipara Sub-Division, Dist- Dhubri, Assam, Pin- 783301 information and necessary action.
2. The First Appellate Authority/ Sub-Divisional Officer, Bilasipara Sub-Division, Dist- Dhubri, Assam, Pin- 783301 information and necessary action.
3. Md. Johirul Hoque, Advocate, Dhubri Bar Association, P.O. & Dist- Dhubri, Assam, Pin- 783301 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission