

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

Case No. : SIC/NGN.45/2016
Appellant : Md. Siddiquir Rahman
Respondent : The SPIO, O/o the PD, DRDA, Nagaon, Assam
Date of hearing : 05.10.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
05.10.2016

The Appellant, Md. Siddiquir Rahman is present.

The SPIO absent. He has not submitted any Written Statement on the status of furnishing of information which was sought for by the Commission through its hearing notice dated 31.08.2016. He has also not explained 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 time period of 30 days.

The First Appellate Authority/ PD, DRDA, Nagaon, Assam has not apprised the Commission about the steps he may have taken to dispose of the First Appeal dated 07.02.2014, which he was asked to do through its aforementioned hearing notice.

Heard the Appellant. He submitted that he was yet to receive the information he had sought for.

Perused the case record. It is seen that the Appellant had submitted his Second Appeal dated 25.03.2014, after he failed to receive the information he had sought for and any response to his First Appeal.

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

1. The SPIO, O/o the PD, DRDA, Nagaon shall furnish the information sought for by the Appellant, free of cost, within 10 days of receipt of this order, and
2. The SPIO, shall submit an 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, within 12 days of receipt of this order.

The next date of hearing will depend on compliance or otherwise of this order by the SPIO.

Sd/-

Pinuel Basumatary

State Information Commissioner, Assam
Panjabari, Guwahati

Sd/-

Dy. Registrar

Assam State Information Commission

Memo No. SIC/NGN.45/2016/

Dtd. 05.10.2016

Copy to:

1. The SPIO, O/o the PD, DRDA, Nagaon, Assam for necessary action and information.
2. The First Appellate Authority/ PD, DRDA, Nagaon, Assam, for information.
3. The Appellant, Md. Siddiquir Rahman, General Secretary, Anti-Corruption & Transparency Organisation, Vill & PO- Fakuli Pathar, PS- Juria, Nagaon, Pin- 782 124 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Registrar
Assam State Information Commission