



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

Case No. : SIC/DHR.54/2016
Appellant : Shri Anowar Hussain.
Respondent : The SPIO, O/o the DEEO, Dhubri.
Date of hearing : 25.10.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
25.10.2016

The Appellant absent without information.

The SPIO, office of the DEEO, Dhubri absent without information.

Written Statement dated 18.10.2016 received from the SPIO/Additional Deputy Commissioner, Dhubri.

The SPIO, office of the Deputy Commissioner, Dhubri has submitted that both the RTI Petition dated 29.04.2015 and the First Appeal dated 25.06.2015 had been transferred/forwarded to the DEEO, Dhubri with the direction to provide the information to the Appellant.

However, it was decided to conduct the proceedings *ex parte* considering that the case has been pending for sometime and that the SPIO was aware of it through aforementioned communication from the Deputy Commissioner's office.

Perused the case record. The Appellant had filed the Second Appeal dated 09.10.2015 submitting that the SPIO, office of the DEEO, Dhubri had not furnished the information to him and that the DEEO to whom the Deputy Commissioner had transferred the First Appeal "did not pay any heed".

In the absence of the SPIO and Appellant, the Commission was not in a position to determine the latest status of furnishing of information and receiving thereof. The SPIO, office of the DEEO, Dhubri 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 period of 30 days.

In view of the above, the Commission hereby orders that the SPIO, office of the DEEO, Dhubri shall provide the information sought for by the Appellant, if already not done, free of cost within 10 days from the date 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.54/2016/ -A

Dtd. 25.10.2016

Copy to:

1. The SPIO, office of the District Elementary Education Officer, Dhubri for information and necessary action .
2. The First Appellate Authority/ Deputy Commissioner, Dhubri for information.
3. Shri Anowar Hussain (Babul), Advocate, Dhubri Bar Association, P.O. & P.S-Dhubri, Pin-783 301, Dhubri, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar

Assam Information Commission