

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

Case No. : SIC/NGN.81/2016
Appellant : Shri Durgeswar Das
Respondent : The SPIO, O/o the BDO, Kathiatoli Dev. Block, Nagaon
Date of hearing : 15.11.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
15.11.2016

The SPIO absent without information.

The Appellant, Shri Durgeswar Das is present.

The First Appellate Authority/PD, DRDA, Nagaon has not apprised the Commission in writing about the steps he might have taken to disposed of the First Appeal petition within the stipulated time period.

The SPIO has not submitted any Written Statement to the Commission as sought for through its Hearing Notice dated 01.10.2016 and has not explained as to why penalty U/S 20 (1) of the RTI Act, 2005 shall not be imposed on him for his failure to furnish the information sought for within the stipulated time period.

Perused the case record. It is seen that the RTI Application dated 27.01.2016 was submitted to the SPIO, DRDA, Nagaon and transferred to BDO, Batadrava Dev. Block dated 02.03.2016. The First Appeal dated 07.02.2016 was submitted to FAA/PD, DRDA, Nagaon.

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

- (i) The SPIO, O/o the BDO, Batadrava Dev. Block, Nagaon shall provide the information sought for by the Appellant, free of cost, within a period of 15 days of receipt of this order.
- (ii) The SPIO shall explain in writing as to why penalty U/S 20 (1) of the RTI Act, 2005 shall not be imposed on him for his failure to furnish the information sought for within the stipulated time period. The explanation shall be submitted before the Commission within 21 days of receipt of this order.
- (iii) The next date of hearing may be fixed in 5 weeks' time.

Sd/-
Pinuel Basumatary

State Information Commissioner, Assam
Panjabari, Guwahati

Sd/-
Dy. Registrar
Assam State Information Commission

Memo No. SIC/NGN.81/2016

Dtd. 15.11.2016

Copy to:

1. The SPIO, O/o the BDO, Batadrava Dev. Block, Nagaon for information and necessary action.
2. The First Appellate Authority/PD, DRDA, Nagaon for information.
3. The Appellant, Shri Durgeswar Das, Residence of Christian Patty, PO- Nagaon, Nagaon- 782 001, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Registrar
Assam State Information Commission