

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

Case No. : SIC/NGN.72/2016
Appellant : Shri Durgeswar Das
Respondent : The SPIO, O/o the BDO, Barhampur Dev. Block, Nagaon
Date of hearing : 10.11.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
10.11.2016

The SPIO absent. He has, however, submitted a Written Statement dated 03.11.2016.

A Written Statement dated 09.11.2016 received from the First Appellate Authority/CEO, Nagaon Zila Parishad.

The Appellant, Shri Durgeswar Das is present.

Perused the Written Statement. It has been submitted that all the documents had been deposited in the presence of the First Appellate Authority/CEO, Zila Parishad, Nagaon in the hearing of the First Appeal in which the Appellant was absent.

Perused the FAA's Written Statement. FAA has corroborated the submission made by the SPIO.

Heard the Appellant. He submitted that he had received the information/documents barring information in respect of Points No. 9 and 10 of his RTI Application dated 28.12.2015 and, that he was still interested therein.

The Commission observes that the SPIO has not provided the detailed information sought for from him by the Commission through its Hearing Notice dated 01.10.2016. Firstly, he has not indicated the date on which the RTI Application has been received and why the information was not furnished within the stipulated time of 30 days. He has also 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.

In view of the facts brought out above, the Commission hereby orders that the SPIO shall furnish the remaining information, namely, that pertaining Points No. 9 and 10 of the RTI Application to the Appellant, free of cost, within 15 days of receipt of this order.

The SPIO, O/o the BDO, Barhampur Dev. Block, is advised to be more diligent and prompt in furnishing information sought under the RTI Act, 2005 within the time frame prescribed therein.

The Second Appeal case is hereby disposed of.

Sd/-
Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Sd/-
Dy. Registrar
Assam State Information Commission
Memo No. SIC/NGN.72/2016

Dtd. 10.11.2016

Copy to:

1. The SPIO, O/o BDO, the Barhampur Dev. Block, Nagaon for information and necessary action.
2. The First Appellate Authority/CEO, Zila Parishad, 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