



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

Case No. : SIC/HLK.68/2016
Appellant : Md. Foriz Uddin Laskar.
Respondent : The SPIO, O/o the Block Development Officers, Hailakandi /
Lala/Algapur/Katlicherra/South Hailakandi Development
Block,
Hailakandi.
Date of hearing : 30.11.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
30.11.2016

The petitioner Md. Foriz Uddin Laskar is present.

The Public Authority to be represented by the Block Development Officers, Hailakandi/Lala/Algapur/Katlicherra/South Hailakandi Development Block, Hailakandi are absent without any intimation.

The First Appellate Authority/Project Director, DRDA, Hailakandi has submitted a Written Statement dated 21.11.2016 that the First Appeal Petition was received by the office on 10.05.2016 and all Block Development Officers were informed to appear in the hearing fixed before him on 06.06.2016. Due to unavoidable circumstances, hearing could not take place on the said date and next date for hearing was re-fixed on 21.07.2016 and vide his order dated 21.07.2016, the First Appellate Authority directed the Block Development Officers, Hailakandi/Lala/Algapur/Katlicherra/South Hailakandi Development Block to furnish the information sought for to the Applicant within 15 days i.e. 06.08.2016 without fail as they were absent during the hearing on 21.07.2016.

In the absence of the SPIOs, all Blocks noted above and Written Statement from them, the Commission is not in a position to verify the compliance or otherwise by the SPIO with the provision of the RTI Act, 2005. It is fact that the information sought for by the RTI Petition dated 03.03.2016 has not been furnished to the Applicant and that even after order of the First Appellate Authority dated 21.07.2016 to furnish the information within 06.08.2016 has not been furnished.

In view of the above position, the Commission hereby orders that the SPIOs, office of the Block Development Officer, Hailakandi/Lala/Katlicherra/South Hailakandi Development Block shall furnish the information sought for by the Petitioner within a period of 21 days from the date of receipt of this, if not already furnished.

The Commission also orders that the SPIOs shall submit written explanation to the Commission within 21 days from the date of receipt of this order as to why penalty shall not be imposed on him/her u/s 20(1) of the RTI Act, 2005 for failure to furnish the information sought for to the Applicant within stipulated period of 30 days.

Fix: 06.01.2017.

Sd/-

Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar

Assam Information Commission

Memo No. SIC/ HLK.68/2016/ 17-A

Dtd. 30.11.2016

Copy to:

1. The SPIO, office of the Block Development Officer, Hailakandi Development Block, P.O.- Hailakandi, Dist- Hailakandi, Assam for information and necessary action.
2. The SPIO, office of the Block Development Officer, Lala Development Block, P.O.- Lala, Dist- Hailakandi, Assam for information and necessary action.
3. The SPIO, office of the Block Development Officer, Katlicherra Development Block, P.O.- Katlicherra, Dist- Hailakandi, Assam for information and necessary action.
4. The SPIO, office of the Block Development Officer, South Hailakandi Development Block, Hailakandi, Dist- Hailakandi, Assam for information and necessary action
5. The First Appellate Authority/Project Director, District Rural Development Agency, Hailakandi, Dist- Hailakandi, Assam for information.
6. Md. Foriz Uddin Laskar, S/o- Late Arrjumond Ali, Vill- Kanchanpur Part-II, PO- Kanchanpur, Dist- Hailakandi, Assam, Pin- 788152 for information.
7. Computer Section for uploading in the Website.
8. Office File.

Deputy Registrar

Assam Information Commission