

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

Case No. : SIC/LPR.31/2013  
Appellant/Complainant : Shri Rajen Dutta  
Respondent : The SPIO, O/o the Secretary, Pachim Machkhowa Samabay  
Samity Ltd., Dhakuakhana, Lakhimpur  
Date of hearing : 01.03.2017  
Complaint heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
01.03.2017

The Appellant/Complainant, Shri Rajen Dutta is present.

The SPIO is absent without information. However, the Commission has decided to conduct the hearing proceedings *ex parte* considering the compliance or non-compliance submitted by the Appellant/Complainant.

Heard the Appellant/Complainant. He submitted that he had not received the remaining information/documents inspite of having deposited the sum of Rs. 250/- (Rupees two hundred fifty) as sought for by the SPIO on 28.04.2015. A copy of the deposit slip issued by the concerned bank has been produced for evidence.

In the absence of the SPIO, the Commission was unable to hear out his case.

Perused the case records. It is seen that the Second Appeal was heard and an order issued on 27.03.2015. In compliance with the Commission's order, the SPIO furnished 50 photocopies of documents to the Appellant and the latter deposited the aforementioned amount towards cost of photocopying. The Appellant submitted a Complaint dated 15.12.2016 stating that the SPIO had not furnished the information/documents in respect of which he had deposited the aforementioned amount.

The Appellant submitted that after depositing the said amount he had visited the office of the Secretary, S.S. Ltd. twice on 05.05.2015 and 19.05.2015 but was not provided with the copies of the documents.

Based on the submission by the Appellant/Complainant and in the absence of any evidence to the contrary, the Commission observes that the SPIO did not take timely, appropriate action to furnish the information/documents after receiving the payment towards it. The Commission therefore hereby orders that the SPIO/the Secretary, Pachim Machkhowa SS Ltd. shall furnish certified copies of the documents to the Appellant in respect of which he had deposited the cost as sought for by him (the Secretary), within 10 days of receipt of this order.

The Commission further directs the Secretary, Pachim Machkhowa SS Ltd. henceforth either attend the hearing in the Commission or depute an official conversant with the matter along with all relevant records. He could also submit W/S detailing the action taken to furnish the information sought for under the RTI Act, 2005 or to comply with orders of the Commission, if any.

The Complaint case is hereby disposed of.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Sd/-

Dy. Registrar  
Assam State Information Commission

Copy to:

1. The SPIO, O/o the Secretary, Pachim Machkhowa Samabay Samity Ltd., Dhakuakhana, Dist- Lakhimpur, Assam for information and necessary action.
2. Shri Rajen Dutta, S/o- Shri Kanlora Dutta, Vill- Kamar Gaon, PO- Dhakuakhana, Dist- Lakhimpur for information.
3. Computer Section for uploading in the Website.
4. Office File.

Dy. Registrar  
Assam State Information Commission