

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

Case No. : SIC/NLB.85/2016
Appellant : Md. Owaz Ali
Respondent : The SPIO, O/o the CEO, Nalbari Zilla Parishad, Nalbari
Date of hearing : 14.03.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R

14.03.2017

The SPIO absent without information.

The SPIO has not submitted any Written Statement 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 time stipulated.

The SPIO, O/o the Panchayat & Rural Development, Assam has sent a Written Statement dated 28.02.2017 on behalf of the First Appellate Authority.

The Appellant, Md. Owaz Ali is present.

Heard the Appellant. He submitted that the SPIO had contacted and assured him yesterday by telephone to furnish the information within a month.

Perused the W/S. It has been submitted that on response to the First Appeal, the SPIO had been requested to furnish the information within the stipulated time and that Shri A Sarma, ADC and Assistant PIO, O/o the Commissioner, Panchayat & Rural Development, Assam would be present in today's hearing. However, the official has not attended the hearing.

The Commission hereby observes that the SPIO has not furnished the information within the stipulated period of 30 days of receipt of the RTI Application dated 02.05.2016. He is not only absent from today's hearing but has not submitted the information which the Commission has sought for as mentioned above. He is therefore, directed henceforth to furnish the information to the RTI Applicant within the time stipulated by the RTI Act, 2005 and apprise the Commission about receipt and RTI Application and furnish all information relating thereto when asked for by the Commission in connection with hearings of Second Appeals.

However, as the SPIO is stated to have assured the Appellant to furnish the information within a specific time, the Second Appeal is hereby disposed of.

Further, the Appellant shall be at liberty to move this Commission, if he is aggrieved by the response of the SPIO.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/NLB.85/2016

Dtd. 14.03.2017

Copy to:

1. The SPIO, O/o the CEO, Nalbari Zilla Parishad, Dist- Nalbari, Assam, Pin- 781 335 for information and necessary action.

2. The First Appellate Authority/Commissioner, Panchayat & Rural Development, Assam, Panjabari, Juripar, Guwahati- 781 037 for information.
3. Md. Owaz Ali, C/o- Nausad Ali, Vill- Sonapur, PO- Mugdi, PS- Mukalmua, Dist- Nalbari, Assam, Pin- 781 312 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Registrar
Assam Information Commission