



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

Case No. : SIC/CCR.100/2014
Complainant : Shri A.K. Laskar, General Secretary, BVDF.
Respondent : The SPIO, office of the Block Development Officer,
Patharkandi Dev. Block, Karimganj.
Date of hearing : 28.02.2017
Complaint heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
28.02.2017

The petitioner Shri A.K. Laskar is absent without any intimation.

The Public Authority is represented by Sri Samarjit Sinha, Accountant (R/D) and SPIO, office of the Block. Development Officer, Patharkandi Dev. Block. He has submitted a Written Statement dtd. 24.02.2017 that Scheme list of the information was already sent vide letter No. PKDB.313/RTI/2014-15 dtd. 16.03.2015 and he was requested to visit the Block Officer for inspection of related documents, but the petitioner failed to attend the office on 26.03.2015. He has requested the Commission to instruct Sri A.K. Laskar to inspect the relevant documents.

On perusal of the records, it is seen that the Commission had vide order dtd. 23.02.2015 directed the SPIO, office of the BDO, Patharkandi Dev. Block as well as 1st Appellate Authority, i.e. Project Director, DRDA, Karimganj himself, to make available relevant documents for inspection by the petitioner/complainant within 15 days from the date of receipt of the order. The petitioner should also be given copies of the documents that he wants in response to his RTI petition after depositing the cost thereof as estimated by the SPIO, office of the BDO, Patharkandi Development Block. The BDO and SPIO, office of the Patharkandi Dev. Block were directed to show cause as to why further action under section 18, 19 and 20 of the RTI Act, 2005 shall not be taken up against them for failure to perform the responsibilities under the Act. Their written submission should reach the Commission within 15 days from the date of receipt of the order.

On perusal of records, it is also seen that the order of the Commission dtd. 23.02.2015 had been complied with. The BDO and SPIO, Patharkandi Dev. Block had submitted replies to the show cause notice issued by the Commission and the petitioner vide letter dtd. 16.03.2015 was requested to attend the office of the Patharkandi Dev. Block on 26.03.2016 for inspection of related documents available in the office. The G.P. Secretaries were also requested to attend the office of the BDO, Patharkandi Dev. Block on 26.03.2015 with relevant documents etc., but the petitioner failed to attend the office. The notice issued to Sri A.K. Laskar by Speed Post is also available on record.

The Commission observes that the non-compliance petition filed by the petitioner on 25.10.2016 is more than nineteen months from the date of Commission's order dtd. 23.02.2015, wherein he had mentioned that the SPIO did not take any steps for providing information and also did not make any correspondence with him for providing information. As per available records discussed above, the contention of the petitioner is not correct. The petitioner is absent today as well without any intimation.

The Commission however gives the petitioner, one last opportunity to inspect relevant records and documents in the office of the BDO, Patharkandi Dev. Block by giving three days prior

notice to the BDO, Patharkandi Dev. Block within 15 days from the date of receipt of this order and complete inspection of documents during office hours within two working days. The BDO, Patharkandi is directed to give copies of the documents in response to his RTI petition after depositing the cost thereof as estimated by the SPIO, office of the BDO, Patharkandi Development Block as directed by the Commission vide order dtd. 23.02.2015.

With the above direction, the non-compliance petition dtd. 25.10.2016 is disposed of.

Sd/-

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

Authenticated true copy.

Sd/-

Registrar i/c
Assam Information Commission

Memo No. SIC/ CCR.100/2014/ -A

Dtd. 28.02.2017.

Copy to:

1. The SPIO, office of the Block Development Officer, Patharkandi Development Block, P.O. – Patharkandi, Dist. – Karimganj, Pin – 788 724 for information and necessary action.
2. The First Appellate Authority/Project Director, DRDA, Karimganj, Pin – 788 710, P.O. – Karimganj, Assam for information.
3. Shri A.K. Laskar, General Secretary, BVDF, Silchar, Vill. & P.O. – Neairgram Pt. –II, Dist. – Cachar, Pin – 788 013, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Registrar i/c

Assam Information Commission