

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

Case No. : SIC/GLT.15/2017
Appellant : Shri Jitendra Ray
Respondent : The SPIO, O/o the Secretary, Madhya Brahmaputra
G.P., Golaghat
Date of hearing : 03.07.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
03.07.2017

The Appellant, Shri Jitendra Ray is present.

The Secretary, Madhya Brahmaputra G.P., Golaghat is absent without information.

The First Appellate Authority/Block Dev. Officer, Golaghat North Dev. Block, Dergaon has not apprised the Commission about the steps he might have taken to dispose of the First Appeal in accordance with the RTI Act, 2005.

The Secretary, Madhya Brahmaputra G.P., Golaghat has not submitted any Written Statement and has not explained as to why penalty U/S 20 (1) of the RTI Act, 2005 should not be imposed on him for his failure to furnish the information within the time stipulated.

As the Appellant is present, the Commission decided to conduct the hearing proceedings *ex parte* of the Public Authority.

Heard the Appellant. He submitted that he has not received the information inspite of the direction through a letter dated 01.03.2017 given to the G.P. Secretary by the FAA in response to his First Appeal dated 22.02.2017 to furnish the information within 5 days.

In view of the facts brought out above, the Commission hereby orders as follows –

- (i) The Secretary, Madhya Brahmaputra G.P., Golaghat shall furnish the information to the Appellant, free of cost, within 10 days of receipt of this order, and
- (ii) The Secretary, Madhya Brahmaputra G.P., Golaghat shall submit an explanation as to why penalty U/S 20 (1) of the RTI Act, 2005 should not be imposed on him for his failure to furnish the information within the time stipulated. The explanation shall be submitted to the Commission within 15 days of receipt of this order.

Fix next date of hearing in six weeks' time.

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

Authenticated true copy

Sd/-
Joint Registrar
Assam State Information Commission

Copy to:

1. The SPIO, O/o the Secretary, Madhya Brahmaputra G.P., Danichapori, Dist- Golaghat, Assam, Pin- 785 621 for information and necessary action.
2. The First Appellate Authority/Block Dev. Officer, Golaghat, North Dev. Block, Dergaon, Dist- Golaghat, Assam, Pin- 785 621 for information.
3. The Appellant, Shri Jitendra Ray, Koilaghat, PO- Danichapori, Dergaon, Dist- Golaghat, Assam, Pin- 785 614 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission