

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

Case No. : SIC/GLT.6/2017
Appellant : Shri Hemanta Medhi
Respondent : The SPIO, O/o the Deputy Commissioner, Golaghat
Date of hearing : 17.07.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
17.07.2017

The Appellant, Shri Hemanta Medhi is present.

The SPIO is absent without information.

Heard the Appellant. He submitted that he has not received the information since the last hearing and issue of order by the Commission dated 31.05.2017.

Perused the case record. It is seen that the SPIO was not present in the hearing held by the Commission on 31.05.2017 and that on his request date for today's hearing was fixed. As observed in the aforesaid order of the Commission, the SPIO had appeared to be casual in his submissions through his Written Statement before the Commission in the last hearing and that he was not conversant with his responsibility and the provisions of the RTI Act, 2005. The Commission had directed the SPIO to be present in today's hearing with all relevant records, submit Written Statement on or before today's hearing with detailed information on action taken and the name(s) and designation(s) and date(s) of the incumbency of the SPIO(s) in the office of the Deputy Commissioner, Golaghat from the month of June, 2016 to date, and explain as to why penalty U/S 20(1) of the said Act should not be imposed on him for his failure to furnish the information within the time stipulated.

In the absence of the SPIO and any Written Statement from him, the Commission could not ascertain whether he had received the Commission's order dated 31.05.2017 which contained the today's date of hearing or whether he has taken any action to furnish the information. The office record of the Commission indicates that the said order was sent by Registered Post on 03.06.2017 and tracked to have been delivered on 07.06.2017. The Commission has also not received the information relating to the SPIO(s) in the office of the DC, Golaghat as called for or the explanation regarding imposition of penalty U/S 20(1) of the Act.

In view of the facts brought out above, the Commission reiterates its order dated 31.05.2017 *mutatis mutandis*.

The Second Appeal will be heard again on 04.09.2017 at 11:30 AM wherein the SPIO shall apprise the Commission the detailed information already sought for by the Commission.

Should the SPIO not be present in the next hearing, the Commission may impose further personal hearing.

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 Deputy Commissioner, Golaghat, Dist- Golaghat, Pin- 785 621, Assam for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Golaghat, Dist- Golaghat, Pin- 785 621, Assam for information.
3. The Appellant, Shri Hemanta Medhi, S/o- Late Purna Kanta Medhi, Vill- Noragaon, PO- Na-Bheta, PS- Dhekial, Dist- Golaghat, Pin- 785 621, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission

