

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

Case No. : SIC/NGN.74/2017
Complainant : Shri Nityananda Goswami
Respondent : The SPIO, O/o the Executive Engineer, PHE, Nagaon
Division, Nagaon, Assam
Date of hearing : 01.08.2017
Complaint heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
01.08.2017

The Appellant/Complainant, Shri Nityananda Goswami is present.

The Executive Engineer, PHE, Nagaon Division, Nagaon has sent a copy of a letter dated 27.07.2017 written to the Appellant/Complainant enclosing the information/documents in respect of all the 4 points in the RTI Application dated 30.12.2016. However, no enclosures have been found sent to the Commission.

Perusal of the said letter from the Public Authority indicates that no evidence of dispatch/posting of the letter has been provided.

A copy of the said letter was handed over to him during the hearing.

Heard the Appellant/Complainant. He submitted that he had not received the said communication from the Public Authority. He was still interested in the information and submitted a written request to treat his Complaint as Second Appeal.

The Commission observes that although the information is stated to have been provided now the SPIO has failed to take action in accordance with the provisions of the RTI Act, 2005 and that furnishing of the information has been much delayed beyond the stipulated period of 30 days.

As the information is stated to have been sent to the Appellant, the Complaint/Second Appeal is hereby disposed of. However, the Appellant shall be at liberty to move this Commission, if he does not receive the information within a reasonable time or is not satisfied with it. The SPIO, O/o the Executive Engineer, PHE, Nagaon Division, Nagaon is hereby directed to provide timely information to information seekers in the future under the said Act.

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 Executive Engineer, PHE, Nagaon Division, Nagaon, Assam for information and necessary action.
2. The First Appellate Authority/Executive Engineer, PHE, Nagaon Division, Nagaon, Assam for information.
3. The Complainant, Shri Nityananda Goswami, Vill- Kuji Sattrra, PO- Silpukhuri, Morigaon, Pin- 782 123 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission

