

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

Case No. : SIC/DHR.87/2017  
Appellant : Shri Saman Ali Sk  
Respondent : The SPIO, O/o the Inspector of Schools, DDC, Dhubri  
Date of hearing : 07.08.2017  
Second Appeal heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
07.08.2017

Smt. Bhabani Kalita, Assistant Director/ASPIO, O/o the Director of Secondary Education, Assam/First Appellate Authority is present. She has submitted a Written Statement dated 01.08.2017.

The Appellant, Shri Saman Ali Sk is present.

The SPIO is absent without information. He has not submitted any Written Statement and also 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.

In the absence of the SPIO or any Written Statement from him, the Commission was not in a position to determine as to whether any action was taken to furnish the information on receipt of the RTI Application from the SPIO, O/o the Deputy Commissioner, Dhubri through a letter dated 06.03.2017.

Heard the Appellant. He submitted that he has not received any response from the SPIO.

Heard the ASPIO of the FAA and perused the Written Statement. It has been submitted that the First Appeal dated 04.04.2017 was forwarded to the Inspector of Schools, DDC, Dhubri with the direction to furnish the information to the Appellant within the stipulated time.

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

- (i) The SPIO, O/o the Inspector of Schools, DDC, Dhubri shall furnish the information to the Appellant, free of cost, within 15 days of receipt of this order, and
- (ii) The SPIO, O/o the Inspector of Schools, DDC, Dhubri 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. If the explanation is not received, the Commission may make a decision on imposition of penalty without giving an opportunity of 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 Inspector of Schools, DDC, Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/Joint Director of Secondary Education, Kahilipara, Guwahati- 781 019, Assam for information.
3. The Appellant, Shri Saman Ali Sk, S/o- Kachimuddin Sk, Krishnanagar, Ward No. 14, PO & PS- Bilasipara, Dist- Dhubri, Pin- 783 348, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam State Information Commission





