



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

Case No. : SIC/HLK/33/2017  
Appellant : Shri Sahab Uddin Choudhury  
Respondent : The Secretary, Bahadurpur, Gaon Panchayat  
under Hailakandi, Developement, Block  
Date of hearing : 30.08.2017  
Second Appeal heard by : Nilufer Alam Hazarika, IAS(Retd.)  
State Information Commissioner, Assam

**O R D E R**  
30.08.2017

The petitioner Shri Sahab Uddin Choudhury had informed that he has not received any information from the Secretary, Bahadurpur Gaon Panchayat, as such he may be directed to furnish the information.

Today's hearing is taken up as a follow up action of the Commission's earlier order dated 17.5.17. In view of absence of the Secretary of the Bahadurpur Gaon Panchayat (GP) on 29.6.17, he was directed to file a written submission before the Commission within 15 days from the date of receipt of the order, as to why penalty u/s 21 of the RTI Act, 2005 shall not be imposed upon him for his failure to comply with the provisions of the RTI Act and for his denial to furnish the information to the petitioner and unauthorized absence at the time of the hearing. The BDO, Hailakandi Development Block, who is the administrative head of the Block was also directed to collect the information from the Secretary, Bahadurpur GP and furnish the same to the petitioner within 21 days from the date of receipt of the order.

On 29.06.2017 the notice issued to the Secretary, Bahadurpur Gaon Panchayat was returned as refused under Hailakandi Development Block. The Diarist of the Commission was directed to verify the exact address of the Gaon Panchayat Secretary and issue notice fixing 29.06.2017 for hearing, which was refixed on 30.08.2017.

The notice issued to the Secretary Bahadurpur Gaon Panchayat has been returned by postal authorities again as incomplete address. In view of the above, the notice be issued to the Secretary, Bahadurpur Gaon Panchayat through BDO, Hailakandi. It is also seen that no notice was issued to the BDO, Hailakandi Development Block by the Diarist of the Commission on 20th July 2017 intimating the date of refixation on 30.08.2017.

The BDO Hailakandi Dev. Block however, has not complied to the order of the Commission dated 17.05.2017. He had neither appeared before the Commission on 29.06.2017 nor made any written submission. The Commission therefore directs the BDO, Hailakandi Dev. Block to file a written submission within 15 days of the receipt of this order, as to why penalty should not be imposed on him under Sec 21 of the RTI Act, 2005 for his failure to provide the information to the appellant as directed vide order dated 17.5.17.

**Fix 1.00 pm on 10.10.2017 for next hearing.**

**Sd/-**

Nilufer Alam Hazarika  
State Information Commissioner, Assam,  
Panjabari, Guwahati

Authenticated true copy  
Sd/-  
Registrar i/c  
Assam State Information Commission

Memo No. SIC/HLK/33/2017

Dtd.30.08.2017

Copy to:

1. The Secretary Bahadurpur Gaon Panchayat under Hailakandi Development Block  
Dist. Hailakandi, Assam for information and necessary actions.
2. The BDO & First Appellate Authority, Hailakandi Development Block, Dist-  
Hailakandi, Assam for information and necessary action.
3. The petitioner, Shri Sahab Uddin Choudhury, S/o- Lt.Abdul Jabbar Choudhury, Vill-  
Cheptibrojopur, P.O- Ranagauti, P.S & Dist- Hailakandi, Asaam, Pin- 788155 for  
information.
4. Computer Section for uploading in the Website.
- 4 . Office File.

Registrar i/c  
Assam State Information Commission