

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

Case No. : SIC/NGN.122/2017
Appellant : Shri Durgeswar Das
Respondent : The SPIO, O/o the Block Dev. Officer, Juria Dev. Block,
Nagaon, Assam
Date of hearing : 21.02.2018
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
21.02.2018

The Appellant, Shri Durgeswar Das is present.

The SPIO absent but has submitted a Written Statement dated 16.02.2018.

Heard the Appellant. He submitted that he had not received the information or any communication from the SPIO or the First Appellate Authority.

Perused the Written Statement. It has been submitted that as the matter of 14th Finance Commission Grant was not related to the Dev. Block, but to the GP and the Zilla Parishad, the Application was transferred to the concerned GP Secretaries. It has further been submitted that the FAA (i.e. the BDO) heard the First Appeal on 17.07.2017 where the Appellant was absent but some of the GP Secretaries were present. The FAA had directed the GP Secretaries to furnish the information directly to the Appellant within 10 days from the date of receipt of the order.

The SPIO has not provided any evidence of transferring the Application nor a copy of the order of the FAA. According to the Appellant he was not aware of the transfer of his Application. Further, he had not received any notice for hearing. In the absence of an evidence to the contrary that should have been provided by the SPIO, the Commission is unable to determine the facts. For want of a copy of the letter(s) by which the Application had been transferred the Commission is unable to notify the GP Secretaries.

In view of the facts brought out above, the Commission hereby orders that the Second Appeal case will be heard again on 04.04.2018 at 11:30 AM in which the SPIO, office of the BDO, Juria Dev. Block shall be personally present with relevant documents. He may at his discretion bring along concerned GP Secretaries to submit their cases before the Commission.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/NGN.122/2017

Dtd.21.02.2018

Copy to:

1. The SPIO, O/o the Block Dev. Officer, Jura Dev. Block, Nagaon, Assam for information and necessary action.
2. The First Appellate Authority/Block Dev. Officer, Jura Dev. Block, Nagaon, Assam for information.
3. Shri Durgeswar Das, Residence of Christian Patty, PO- Nagaon, Dist- Nagaon, Pin- 782 001, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission

