

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

Case No. : SIC/NGN.94/2017
Appellant : Shri Durgeswar Das
Respondent : The SPIO, O/o the Block Dev. Officer, Laharighat Dev. Block,
Morigaon, Assam
Date of hearing : 22.02.2018
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
22.02.2018

The Appellant, Shri Durgeswar Das is present.

The SPIO absent without information. He/she has not submitted any Written Statement and has not explained as to why penalty U/S 20 (1) of the RTI Act, 2005 should not be imposed on him/her for his/her failure to furnish the information within the time stipulated.

The First Appellate Authority/Block Dev. Officer, Laharighat Dev. Block has not apprised the Commission about the steps he might have taken to dispose of the First Appeal dated 27.06.2017 in accordance with the RTI Act, 2005.

As the Appellant is present and the Application has been pending for a long time, the Commission decided to conduct the hearing proceedings *ex parte* of the SPIO.

Heard the Appellant. He submitted that he had not received the information he had sought for through his Application for information dated 18.05.2017.

The next date of hearing shall be 05.04.2018 at 11:30 AM.

Considering that the SPIO has neither attended today's hearing nor has he submitted any Written Statement, this Commission hereby invokes the provisions of the said Act U/S 18 (3) regarding the powers of the Civil Court while trying a suit under the code of Civil Procedure 1908 to summon and enforce the attendance of the respondent SPIO and compel him/her to give oral or written evidence on oath and to produce documents.

This order shall constitute a notice for hearing to the Respondent and the Appellant.

The SPIO and the BDO, Laharighat Dev. Block, Morigaon shall be present in the hearing personally along with all relevant records and/or any other official conversant with the matter unless the information would be provided to the satisfaction of the Appellant.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Copy to:

1. The SPIO, O/o the Block Dev. Officer, Laharighat Dev. Block, Morigaon, Assam for information and necessary action.
2. The First Appellate Authority/Block Dev. Officer, Laharighat Dev. Block, Morigaon, 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

