

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

Case No. : SIC/KP(M).1034/2017  
Appellant : Shri Harinarayan Pathak  
Respondent : The SPIO, O/o the Deputy Commissioner, Cachar, Assam  
Date of hearing : 07.05.2018  
Second Appeal heard by : Shri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**  
07.05.2018

The Appellant, Shri Harinarayan Pathak is present.

The SPIO absent without information. Despite the Commission's order based on a hearing held on 08.03.2018 for him to be present in today's hearing personally. The SPIO was absent in the hearing held on 08.03.2018 too.

In the order dated 08.03.2018, the First Appellate Authority/Deputy Commissioner, Cachar was directed to apprise the Commission about the steps he had taken, if any, to dispose of the First Appeal within the stipulated time either by a Written Statement or by his personal attendance or by deputing a representative to the Hearing.

The Appellant submitted that the SPIO has not complied with the said order of the Commission.

It is informed that the Postal receipt in respect of Registered Post by which the Commission's notice was sent has not been received from the Post Office. In the absence of such receipt, it could not be determined as to whether the service of the notice was complete. On being contacted by telephone by the Commission's office during the hearing, Shri A.R. Mazumdar, ADC/SPIO, DC's office, Cachar informed that the notice had not been received.

In view of the above and to facilitate furnishing of the information to the Appellant, the Commission decided as follows:

The SPIO shall take necessary action to furnish the information sought for by the Appellant through his RTI Application dated 29.04.2017 and with reference to Second Appeal dated 14.08.2017 which had been enclosed with the Commission's hearing notice dated 12.02.2018, free of cost, within 10 days of receiving this order.

The Second appeal is hereby disposed of. However, the Appellant shall be at liberty to move this Commission, if he is aggrieved with the response of the SPIO.

Sd/-

Pinuel Basumatary IA & AS (Retd.)  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy

Sd/-  
Joint Registrar  
Assam Information Commission

**Memo No. SIC/KP(M).1034/2017/10-A**

**Dtd.07.05.2018**

Copy to:

1. The SPIO, O/o the Deputy Commissioner, Cachar, Assam for information and necessary action.
2. The First Appellate Authority/ Deputy Commissioner, Cachar, Assam for information.
3. The Appellant, Shri Hari Narayan Pathak, Padum Pukhuri, Uzan Bazar, Guwahati-781 001, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam Information Commission





