

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

Case No. : SIC/HLK.33/2017  
Appellant : Shri Sahab Uddin Choudhury  
Respondent : The Secretary, Bahadurpur Gaon Panchayat under Hailakandi  
Dev. Block, Dist. Hailakandi, Assam / B.D.O., Hailakandi  
Dev. Block.  
Date of hearing : 10-10-2017  
Second Appeal heard by : Nilufer Alam Hazarika, IAS(Retd.)  
State Information Commissioner, Assam

**ORDER**  
10-10-2017

The Commission vide order dt. 30-08-2017 had directed to issue notice to the Secretary, Bahadurpur Gaon Panchayat under Hailakandi Development Block through B.D.O., Hailakandi as notice issued to the Secretary have been returned by postal authority as incomplete address. It is seen that the notice was again issued to the Secretary, Bahadurpur Gaon Panchayat and returned by the postal authority as refused. The diarist of the Commission is cautioned to be careful in future. Notice be re-issued to the G.P Secretary through B.D.O., Hailakandi Development Block.

The B.D.O., Hailakandi Development Block who is the Administrative Head of the Block was directed vide order dt. 17-5-2017 to collect information from the G.P. Secretary, Bahadurpur Gaon Panchayat and furnish the same to the petitioner within 21 days from the date of receipt of the order. But he neither appeared before the Commission on 29-6-2017 nor he made any written submission to the Commission. Therefore, vide order dt. 30-8-2017, the B.D.O., Hailakandi was directed to make a written submission within 15 days from the date of the receipt of the order as to why penalty shall not be imposed on him, under Sec. 20(1) of the R.T.I. Act, 2005 for his failure to provide the information to the appellant as directed vide order dt. 17-05-2017.

The B.D.O., Hailakandi Development Block is given last opportunity to reply to the show cause issued vide order dt. 30-08-2017. The written reply indicating clearly date of receipt of the R.T.I. petition and the date of furnishing record/information to the applicant shall be submitted to the Commission at the time of hearing when the SPIO/B.D.O, Hailakandi shall be heard in person before the passing any order to that effect.

The B.D.O. Hailakandi is also directed to enquire into the refusal of the Secretary, Gaon Panchayat, Bahadurpur to receive the notice sent to him and to enforce his order dt. 23-3-2017.

The matter will be reviewed again on 17-11-2017 at 11.30 A.M. Issue notice to the B.D.O., Hailakandi Development Block and the Secretary, Gaon Panchayat, Bahadurpur through the B.D.O. Hailakandi for their attendance on the next date of hearing. The petitioner is also directed to be present in the next date fixed for hearing.

Sd/-  
( Nilufer Alam Hazarika, IAS (Retd.)  
State Information Commissioner, Assam  
Panjabari, Guwahati.

Authenticated true copy

Sd/-  
Joint Registrar  
Assam Information Commission

Memo No. SIC/HLK.33/2017

Dtd. 10-10-2017

Copy to:

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

Joint Registrar  
Assam Information Commission