



OFFICE OF THE

ASSAM INFORMATION COMMISSION

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Case No. : SIC/DRN.24 /2018
Appellant : Md. Ali Ahmed
Respondent : The SPIO, O/o the Deputy Commissioner, Darrang, Dist.-
Darrang, Mangaldai, Assam
Date of hearing : 14.12.2018
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
State Information Commissioner, Assam

O R D E R

14.12.2018

The Appellant, Md. Ali Ahmed is present.

The SPIO absent without information.

The Commission has decided to go ahead with the hearing proceedings *ex parte* considering the fact that the RTI Application was dated 18.07.2017 and the Second Appeal dated 21.02.2018.

Heard the Appellant. He submitted that he had not received the information he had sought for and that no hearing was held in respect of his First Appeal dated 08.09.2017 inspite of fixing of dates of hearing twice.

Perused the case record. The Appellant had sought information from the SPIO, office the Deputy Commissioner, Darrang relating to granting of license/permission for brick kilns. Through his letter dated 24.07.2017 the SPIO had sought the information from the Branch Officer (T.N. Branch) of the same office U/S 5 (4) of the RTI Act, 2005. There is no evidence on record about any information having been provided to the Appellant.

In the absence of the SPIO or any Written Statement from him, the Commission is unable to determine as to what action, if any, was taken by him subsequent to writing of the aforementioned letter to the concerned Branch Officer. The SPIO ought to have been present in today's hearing along with the deemed SPIO as directed in the notice for today's hearing dated 21.11.2018.

After a careful consideration of the facts presented before it, **the Commission hereby orders that the SPIO, office of the DC, Darrang shall provide the information to the Appellant, free of cost, within 10 days of receiving this order and that the deemed SPIO shall render the requisite assistance in this regard.**

In view of this, the Second Appeal is hereby disposed of.

Sd/-

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

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/DRN.24 /2018

Dtd.14.12.2018

Copy to:

1. The SPIO, O/o the Deputy Commissioner, Darrang, Dist.- Darrang, Mangaldai, Assam, Pin- 784 125 for information and necessary action.
2. The First Appellate Authority/office of the Deputy Commissioner, Darrang, Dist.- Darrang, Mangaldai, Assam, Pin- 784 125 for information.
3. The Appellant, Md. Ali Ahmed, S/o- Lt. Hasen Sheikh, No. 1, PO & PS- Kharupetia, Dist.- Darrang, Assam, Pin- 784 115 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission