



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/NGN.241 /2018
Appellant : Sri Durgeswar Das
Respondent : The SPIO, O/o the Block Dev. Officer, Binnakandi
Development Block, Nagaon
Date of hearing : 10.12.2018
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
State Information Commissioner, Assam

O R D E R
10.12.2018

Sri Ranjan Kumar Gohain, SPIO/Executive Engineer i/c, Nagaon Zilla Parishad is present. A Written Statement dated 07.12.2018 has been received from the Chief Executive Officer, Nagaon Zilla Parishad.

The Appellant absent without information.

Perused the Written Statement and heard the said SPIO. It has been submitted that RTI Application dated 02.11.2017 was transferred to the SPIO of the concerned Development Block, namely Binnakandi Dev. Block through a letter dated 08.11.2017. A copy of the said letter has been enclosed for evidence. The First Appeal dated 06.12.2017 received subsequently was disposed of with the order to the SPIO, office of the Binnakandi Dev. Block to provide the information to the Appellant, free of cost on or before 31.03.2018.

Perused the case record. In his Second Appeal dated 22.02.2018 the Appellant had not mentioned the fact of the transfer of the Application and disposal of the First Appeal. Although he had mentioned that the BDO did not hear his First Appeal, he had submitted his First Appeal not to the BDO but to the CEO, Nagaon Zilla Parishad.

As the Appellant had not informed the Commission the fact of transfer of the Application to the Block office, the Commission had notified for today's hearing the SPIO of Zilla Parishad and not the SPIO of the Block office. The Commission further observes that no evidence has been received by the Commission of the SPIO of the Block office having complied with the order of the First Appellate Authority.

In view of the facts brought out above, the Commission considers it necessary to hear the SPIO, office of the BDO, Binnakandi Development Block, and the Appellant to enable an appropriate decision to be made in this regard.

As regards the use of the inscription on his RTI Application, “Courtesy : Anti-Corruption, Information and Development Bureau, Joynagar Branch (Voluntary RTI Organization) Approved By- Assam State Legal Services Authority, Guwahati”, the order issued by this Commission in respect of the Second Appeal by the Appellant bearing case no. SIC/NGN.104/2018 dated 03.10.2018 shall apply to this case as well.

Fix another date for hearing.

Sd/-

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

Authenticated true copy

Sd/-

Joint Registrar
Assam Information Commission

Memo No. SIC/NGN.241 /2018

Dtd.10.12.2018

Copy to:

1. The SPIO, O/o the Block Dev. Officer, Binnakandi Development Block, Nagaon, Assam for information and necessary action.
2. The SPIO, O/o the Chief Executive Officer, Nagaon Zilla Parishad, Nagaon, Assam for information.
3. The Appellant, Sri Durgeswar Das, RO- 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