



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/NGN.355 /2018

Appellant : Sri Narendra Prakash Chauhan

Respondent : The SPIO, O/o the Director of Soil Conservation, R.G. Baruah Road, Guwahati- 5

Date of hearing : 27.11.2018

Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**  
27.11.2018

The SPIO, office of the Director of Soil Conservation, Assam is absent. However, copies of letters written by him to the Divisional Officer, Nagaon Soil Conservation Division directing him to attend this hearing have been received. Neither the Divisional Officer nor his SPIO is present. No communication has been received from him.

The Appellant has sent an apology owing to death of a relative in his family.

As the RTI Application has been pending for over nine months from the time it was due, the Commission decided to go ahead with the hearing proceedings *ex parte*.

Perused the case record. The Appellant had filed the Second Appeal dated 24.08.2018 stating that he had been furnished by the Divisional Officer with incomplete information which was sought by him through RTI Application dated 16.01.2018. He stated that he had submitted an appeal to the Divisional Officer, Nagaon Soil Conservation Division through his letter dated 03.07.2018 stating that the information he was given through a letter dated 25.06.2018, and that the response dated 12.07.2018 which he had received in response was also incomplete. He further submitted that in respect of query number 1 in which he had sought for C.S., estimates etc. he had been informed that no C.S. was available in the office. As regards query number 2 whereby he had sought photographs of status of work he was provided with old, unclear photograph, and in respect of the last query copies of T.P., permit, Challan etc. had not been furnished.

Today's hearing was notified to the SPIO, office of the Director of Soil Conservation and not to the SPIO, office of the Divisional Officer, Nagaon Soil Conservation Division for the reason that the Commission had no information about a formal transfer of the RTI Application by the Directorate of Soil Conservation U/S 6 (3) of the RTI Act, 2005. A copy of the Second Appeal had been sent to the SPIO along with the notice for the hearing. In the absence of the SPIO, office of the Divisional Officer, Nagaon Soil Conservation Division and any Written Statement from him, the Commission is unaware as to why he had received the same.

In view of the facts brought out above, **the Commission hereby orders that a copy of the Second Appeal be sent to the SPIO, office of the Divisional Officer, Nagaon Soil Conservation Division and the latter shall thoroughly review the information furnished already, representation by the Appellant and the Second Appeal and furnish a to-the-point reply to the Appellant along with any additional information that has to be provided, free of cost, within 15 days of receiving this order.**

**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/NGN.355 /2018**

**Dtd.27.11.2018**

Copy to:

1. The SPIO, O/o the Divisional Officer, Nagaon Soil Conservation Division, Nagaon, Assam for information and necessary action. A copy of the Second Appeal is enclosed herewith as per order above.
2. The SPIO, O/o the Director of Soil Conservation, R.G. Baruah Road, Guwahati- 5 for information and necessary action.
3. The First Appellate Authority/office of the Director of Soil Conservation, R.G. Baruah Road, Guwahati- 5 for information.
4. The Appellant, Sri Narendra Prakash Chauhan, Vill & PO- Majarati, Dist.- Nagaon, Pin- 782 002, Assam for information.
5. Computer Section for uploading in the Website.
6. Office File.

Joint Registrar  
Assam Information Commission