



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

Case No. : NGN.311/2018
Complainant/ appellant : Shri Durgeswar Das
Respondent : SPIO of Block Development Officer, Pachim Kaliabor
Development Block.
Date of hearing : 27.02.2019
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
27.02.2019

1. The petitioner/appellant Shri Durgeswar Das is absent without any information. The public authority, i.e. the BDO of Pachim Kaliabor Development Block, Dist. Nagaon sent a written communication dated 26.2.2019 authorising Extension Officer (P), Shri Abdul Jalil to represent him in today's hearing. The second appeal petition dated 19.2.2018 read with the RTI petition dated 8.11.2017 is taken up for hearing ex-parte in the absence of the appellant.
2. The BDO of Pachim Kaliabor Development Block has sent another written communication dated 26.2.2019 informing that no first appeal petition was received by him from the appellant Shri Durgeswar Das. He also enclosed a copy of his letter dated 30.1.2018 addressed to all GP Secretaries under his Block transferring the RTI petition of Shri Durgeswar Das and requesting them to furnish the sought for informations directly to the petitioner. The E.O.(P) who was present today produced before this Commission copies of informations already sent to the petitioner by 7 GP Secretaries out of 8 GPs. Only Borghuli GP Secretary has not furnished the informations so far. The E.O.(P) submitted orally that the Borghuli GP Secretary also contacted the appellant Shri Durgeswar Das over telephone and requested him to come and collect the informations.
3. In view of the above, the appellant Shri Durgeswar Das is directed to collect the required informations from the Secretary of Borghuli GP. The Secretary of Borghuli GP is directed to furnish the informations to the petitioner within 15 days from the date of receipt of this order as has been done by other 7 GP Secretaries. Thereafter, if the appellant has any further clarification/information falling within the purview of his RTI petition, then he is directed to personally contact the concerned GP Secretary for getting such clarifications/informations.
4. While hearing the instant appeal petition, it was noted that the informations sought for by the petitioner should have been disclosed suo motu by the concerned public authorities u/s 4(1)(b) of the RTI Act, 2005. The Chief Executive Officer of Nagaon Zilla Parishad is, therefore, directed to issue instructions to all public authorities under the jurisdiction of Nagaon Zilla Parishad to comply with the requirements of section 4(1)(b) of the RTI Act, 2005 pertaining to suo motu disclosure of the

informations listed thereunder. Such proactive disclosures as mandated by the RTI Act, 2005 will minimize the necessity of the information seekers to file RTI petitions and the loss of working hours of the public authorities to reply to the RTI petitions.

With the above directions, the second appeal petition dated 19.2.2018 is disposed of.

Sd/-

(H. S. Das)
Chief Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar i/c
Assam Information Commission

Memo No. SIC/ NGN.311/2018/

Dated. 27.02.2019

Copy to: 1. The Chief Executive Officer, Nagaon Zilla Parishad, Dist. Nagaon, Assam for information and necessary action.
2. The Block Development Officer, Pachim Kaliabor Development Block, Missa, Nagaon, Assam for information and necessary action.
3. The Secretary, Borguli Gaon Panchayat under the Pachim Kaliabor Development Block, Dist. Nagaon, Assam for information and necessary action.
4. Shri Durgeswar Das, R/O Chriatian Patty, PO- Nagaon, Dist. Nagaon, Assam, PIN-782001 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book

Registrar i/c
Assam Information Commission