



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

**JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : SIC/DHR.97 / 2017  
Complainant : Sri Salim Malik  
Respondent : The SPIO, O/o the Executive Engineer, PHE, Goalpara Division, Goalpara, Assam  
Date of hearing : 06.05.2019  
Complaint heard by : Sri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**

06.05.2019

Md. Abdul Bareque, AEE (PHE) and SPIO, Goalpara Division is present.

A Written Statement with today's date has been received from the Appellant by e-mail. He submitted that he has not received the information from the SPIO inspite of the Commission's order dated 26.02.2018. He is aggrieved that it was nearly two years since the submission of his RTI Application dated 17.05.2017 and nearly fifteen months after the order of the Commission. He has requested for penal action against the respondents and direction to furnish the information urgently.

Heard the SPIO. He submitted that he had taken over charge on 15.03.2019 and has not been able to trace the said order of the Commission and that action had been taken by his predecessor by way of scheduling a hearing of his First Appeal which was not attended by the Appellant. He added that NRC duty by officials of the Public Authority has caused delays in performing other tasks such as response to RTI cases.

From the material on record, and the submission by the SPIO, it appears that the Public Authority has not been diligent in dealing with the instant RTI case. It has further been noticed that the Action Taken Report dated 06.12.2018 submitted to the Commission did not mention if the Commission's order had not been received. However, to facilitate access to the information sought for by the Appellant, **the Commission hereby directs the SPIO to collect a copy of the Commission's order from the Commission's office today and furnish the information to the Appellant within 21 days of receipt of this order, free of cost. Considerable time is being afforded to the SPIO considering the stated preoccupation of relevant officials with NRC duty.**

**With the above direction, the Complaint of non-compliance 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/DHR.97 /2017**

**Dtd.06.05.2019**

Copy to:

1. The SPIO, O/o the Executive Engineer, PHE, Goalpara Division, Goalpara, Assam for information and necessary action.
2. The First Appellate Authority/Executive Engineer, PHE, Goalpara Division, Goalpara, Assam for information.
3. The Appellant, Sri Salim Malik, Vill- Poravita, PO- Jamadarhat, Dhubri, Pin- 783 330, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam Information Commission