



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

Case No. : SIC/KP(M).113/2020
Complainant/ appellant : Sri Joydeb Das.
Respondent : SPIO of the Office of the Directorate of Agriculture
Date of hearing : 15.10.2020
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
15.10.2020

1. The Appellant Sri Joydeb Das is present. The public authority i.e. the SPIO of the Office of the Directorate of Agriculture Sri Bijoy Ch. Sarma and Sri Debjit Neog, Asstt. Director of Agriculture & Nodal Officer, PM-Kissan are present.
2. The appellant has filed second appeal petition dated 26.2.2020 on non furnishing of RTI query vide his RTI petition dated 7.12.2019 on furnishing of implementation of PM Kisan Samman Nidhi Yojana in Assam from 2019-2020. The SPIO of the Directorate of Agriculture has submitted a written statement dated 13.10.2020 stating that the then Dealing Assistant Sri Mukul Kr. Kakati did not process the application which is a very irresponsible statement by the SPIO. The SPIO should have mentioned what action department has taken on the Dealing Assistant for negligence of duties and at the same time he should have mentioned what action the previous SPIOs, he and the First Appellate Authority have been taken for disposal of the RTI petition.
3. In light of the above, the Commission directs the SPIO of the Directorate of Agriculture to furnish the information within 15 days from the date of receipt of this order and also directs the SPIO to specifically submit a written statement explaining why penalty under Section 20(1) of RTI Act, 2006 should not be imposed on him for his failure to furnish the information within stipulated time period as per RTI Act.
4. In pursuance to Section 19(8)(a) the Commission directs the Director of Agriculture, Khanapara to cause an internal enquiry on the pendency of RTI queries, role of SPIOs and to take corrective and punitive departmental action so that RTI provision vide Section 7(1) of the Act on furnishing information is complied with. An action taken report be furnished to the Registry of this Commission.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M)113/2020

Dtd. 15.10.2020

Copy to:

1. Sri Akash Deep, IAS Director of Agriculture, Khanapara, Ghy-22 for information and necessary action.
2. Sri Rajesh Prasad, IAS, Principal Secretary, Agriculture Department, Govt. of Assam, Dispur, Guwahati-06 for information.
3. Sri Bijoy Ch. Sarma, SPIO of the Office of the Directorate of Agriculture Khanapara, Ghy-22 for information and necessary information.
4. Sri Debjit Neog, Asstt Director of Agriculture, Nodal Officer, PM-Kissan, Directorate of Agriculture, Khanapara, Ghy-22 for information.
5. The First Appellate Authority, Office of the Directorate of Agriculture Khanapara, Ghy-22 for information.
6. The Petitioner, Sri Joydeb Das, H.No-16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Ghy-25 for information.
7. Computer Section for uploading the order in the Website.
8. Office File.
9. Order Book.

Registrar i/c
Assam Information Commission