



**OFFICE OF THE
ASSAM INFORMATION COMMISSION
JONAKKEE COMPLEX, PANJABARI, GUWAHATI-781037**

Case No. : SIC/KP (M).122/2020
Complainant/ appellant : Sri Joydeb Das
Respondent : SPIO, O/o the Assam Seeds Corporation Ltd.
Date of hearing : 04.01.2021
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
04.01.2021

1. The petitioner Sri Joydeb Das is present. The public authority i.e. the SPIO of the Office of the Assam Seeds Corporation Ltd. (ASCL) Smti Priyanka Hazarika, Administrative Officer is present.
2. The Commission's earlier order dated 23.11.2020 relates to non furnishing of information for a period of almost one year and violating the provision of Section 7 of the RTI Act. Accordingly the SPIO was asked to file written affidavit why no penalty should not be imposed on her under Section 20(1) of RTI Act, 2005.
3. In response to the Commission's order 23.11.2020 Smti Priyanka Hazarika, SPIO and Administrative Officer of ASCL filed written affidavit stating that she has received the RTI application from the Deputy Secretary, Department of Agriculture Govt. of Assam, vide letter No. AGA.380/2010/88 dated 16.12.2019 and without going deep into the details of the factual details of the information, she forwarded it to Dr. Nandi Ray and after that vide letter No. ACS/MKT/445/RTI REPLY/2019/8059 dated 21.11.2020, the petitioner was intimated that Dr. Nandi Ray has not drawn any salary from ASCL and the question does not relate to the Corporation. The SPIO further mentioned that, she thought that information might have been given directly by Dr. Nandi Ray who was the General Manager (M&T) of ASCL.
4. From the above, it is very clear that the SPIO Smti Priyanka Hazarika was very casual in treating RTI application and delaying the process to provide information from the letter received by her on 19.12.2019 from the Department of Agriculture till the reply sent to the petitioner on 21.11.2020 i.e. more than eleven months, whereas the information should have been provided within one month.
5. **This is clearly the violation of the provision of the Section of 7(1) of the RTI Act, 2005. As per provision of Section 20(1) of the RTI Act, 2005 the Commission imposes a fine of Rs. 10,000/- on SPIO, Smti Priyanka Hazarika. This penalty is for delaying the process of furnishing the information to the**

petitioner. She is directed to deposit the penalty of Rs. 10,000/- (ten thousand) in the Head of Account “0070-Other Administrative Services” by Treasury challan within 30 days from the date of receipt of this order.

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M).122/2020

Dtd. 4.1.2021

Copy to:

1. The Managing Director of Assam Seeds Corporation Ltd, Khanapara, Guwahati-22 for information.
2. The Deputy Secretary and SPIO of the Department of Agriculture, Dispur, Guwahati-06 for information.
3. Smti Priyanka Hazarika, SPIO of the Office of the Assam Seeds Corporation Ltd., Khanapara, Guwahati-22 for information and compliance.
4. The Petitioner, Sri Joydeb Das, H.No-16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Ghy-25 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Joint Registrar i/c
Assam Information Commission