

Case No. : SIC/KP(M) 356/2020  
Complainant/ Appellant : Shri Joydeb Das  
Respondent : SPIO of the Directorate of Welfare of Plain Tribes &  
Backward Classes, Dispur, Rukmininagar, Ghy-06  
Date of Hearing : 18-1-2021  
Complaint/ Second : Dr. A.P.Rout, IPS(Retd)  
Appeal heard by : State Chief Information Commissioner, Assam

**O R D E R**  
**18-1-2021**

1. The petitioner Shri Joydeb Das is present.
2. The Public Authority to be represented by SPIO of Directorate of WPT & BC is absent. However he has sent a written statement dated 15/1/2021 which is taken into records.
3. The Director of WPT & BC has submitted a prayer vide letter no DW/RTI/239/2016/Pt-I/40 dated 15/1/2020 before the Commission for granting him 15 days time to provide the information to the petitioner as all staffs of their Directorate are engaged in various urgent official duties in preparing various schemes for the year 2020-21.
4. On perusal of the RTI petition, the following is noticed  
The RTI petition was filed by Shri Joydeb Das on 28/9/2020 seeking some information relating to **Inspector of Statistics** and **Research Assistant** in the department.
5. As per RTI Act Section 7(1), the SPIO is supposed to submit the reply within 30 days to the petitioner.
6. In the instant case, the SPIO failed to supply the information within stipulated time. The petitioner filed his 1<sup>st</sup> appeal on 27/10/2020. The RTI Act 2005 stipulates that the 1<sup>st</sup> Appellate Authority supposed to act on the appeals and dispose it within 30 days.
7. From the 1<sup>st</sup> RTI application filed by the petitioner i.e. 28/9/2020 till the date of hearing i.e. today (18/1/2021) 112 days have passed.
8. However, the SPIO and the 1<sup>st</sup> Appellate Authority if followed the provision of RTI Act, this time period was enough to provide the information and the recent plea that the government has fixed 20<sup>th</sup> January, 2021 for submission of proposals would not have been the cause of not providing the information.
9. However the Commission orders the 1<sup>st</sup> Appellate Authority i.e., Director of WPT & BC to see that the information is provided within 15 days positively to the petitioner.
10. If the petitioner does not receive the information, he has all liberty to ventilate before the Commission.

Sd/-  
Dr. A.P.Rout

Authenticated true copy.

Sd/-  
Joint Registrar i/c  
Assam Information Commission

Memo No. SIC/KP(M) 356/2020

Dated: 18-1-2021

Copy to:

1. The FAA/ Director of WPT & BC, Rukmini Nagar, Dispur, Guwahati - 6 for information and necessary action as ordered above.
2. The SPIO, Directorate of WPT & BC Rukmini Nagar, Dispur, Guwahati - 6 for information and necessary action as ordered above.
3. The petitioner Shri Joydeb Das, S/O- Lt. Karunamoy Das, House No 10, Fatashil Ambari, K.K.Road, Near Mayur Krishna Cinema Hall, Guwahati for information.
4. Computer section for uploading in the website
5. Office File
6. Order Book

Joint Registrar i/c  
Assam Information Commission