

OFFICE OF THE
ASSAM INFORMATION COMMISSION

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : SIC/MRN 05/2020
Complainant/ Appellant : Md. Magbul Hussain
Respondent : SPIO of the Office of Pavakati Gaon Panchayat,
Bhalukajari, P.O – Burgaon, Dist. – Morigaon,
Assam
Date of Hearing : 17-2-2021
Complaint/ Second : Dr. A.P.Rout, IPS(Retd)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
17/2/2021

1. The petitioner Md. Magbul Hussain is present.
2. The Public Authority is represented by Shri Debeswar Baishya, Secretary cum SPIO of Pavakati G.P and is accompanied by Bhaskar Borbora, Dy. CEO, Morigaon Zilla Parishad.
3. The petitioner vide his RTI application dated 5/6/2020 has asked the information about the fund received from 14th Finance Commission and the schemes undertaken from 2016-17 to 2020-21 in Pavakati Gaon Panchayat.
4. The Pavakati G.P has not furnished the information on the plea that some documents are damaged in the last flood.
5. The 1st Appellate Authority also pointed out about the flood and covid situation and instructed the Secretary of GP to furnish the information to the petitioner.
6. From the above, it seems that the PIO i.e., Secretary of Pavakati Gaon Panchayat has unnecessarily delayed in giving the information which attract the provision of the RTI Act, 2005.
7. This is a fit case to impose penalty under RTI Act, 2005. However the Commission takes a lenient view of flood and covid situation and directs the PIO to provide the available information to the petitioner within 10 days.
8. In view of the above, the case is disposed off.

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ MRN 05/2020

Dtd. 17.2.2021

Copy to:

1. PIO & Secretary of Pavakati Gaon Panchayat, for information and necessary action as ordered above.
2. Md. Magbul Hussain, petitioner, C/O – Md. Rafej Uddin, Vill.- Garubandha, P.S – Mayong, Dist. – Morigaon (Assam) for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Joint Registrar i/c
Assam Information Commission