



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037
Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : SIC/HJI.7 /2019
Appellant : Sri Tarun Biswas
Respondent : The SPIO, o/o the Sahara India Parivar, Lumding Branch
Date of hearing : 06.11.2020
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R

06.11.2020

The appellant Sri Tarun Biswas is present. He submitted one written statement with today's date which is entered into the case record.

The SPIO of Sahara India Parivar, Lumding Branch is absent without step.

The appellant submitted one RTI petition dated 04.10.2018 before the SPIO, o/o the Sahara India Parivar, Lumding Branch seeking certain informations. He did not receive the sought for informations within the stipulated time and so submitted 1st appeal petition dated 16.11.2018 before the Deputy Commissioner, Hojai. It is seen that the 1st appeal was preferred after the expiry of stipulated period of 30 days as per provision of RTI Act, 2005. However, the same was registered by the DC, Hojai and arranged hearing for the same fixing date on 08.05.2019.

Seen the order dated 08.05.2019 of the FAA/DC, Hojai in RTI appeal case no. 5/2019/19. The sought for informations had been provided with to the petitioner Sri Tarun Biswas by the Branch Manager of Sahara India Parivar, Lumding Branch on the date of hearing. It was ordered that as regards to other remedial steps the applicant may approach appropriate authorities. Accordingly, the appellant submitted 2nd appeal petition before the Commission on 27.05.2019. Although the appellant had received the sought for informations, the SPIO of Sahara India Parivar furnished it beyond the stipulated period of time. Therefore, it is prayed that the respondent, i.e. SPIO of Sahara India Parivar, Lumding Branch be penalized for Rs. 25, 000/- and that money should be given to the appellant. The penalty imposed for violation of provision of the RTI Act, 2005 is not paid to the petitioner. Still, as the SPIO of Sahara India Parivar, Lumding Branch did not furnish the sought for informations within the stipulated time period under RTI Act, 2005, he is warned to be cautious in future and to furnish informations within 30 days of receipt of petition under the said Act.

The 2nd appeal dated 27.05.2019 is disposed of.

Sd/-

Kanak Ch. Sarma
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/HJI.7 /2019

Dtd.06.11.2020

Copy to:

1. The SPIO, o/o the Sahara India Parivar, Lumding Branch, Dist.- Hojai, Assam for information and necessary action.
2. The First Appellate Authority/ office of the Deputy Commissioner, Hojai, Assam for information.
3. The Appellant, Sri Tarun Biswas, Maa Sarani Path, Near Old Petrol Pump, W/No. 3, Lanka Road, PO- Lumding, PS- Lumding, Dist.- Hajai, Assam for information.
4. Computer Section for uploading the order in the Website.
5. Office File.

Secretary & Registrar
Assam Information Commission