



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/HLK.53/2020
Appellant : Sri Abdul Kadir Choudhury
Respondent : The SPIO, O/o the BDO, Hailakandi Dev. Block
Date of hearing : 01.02.2021
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R
01.02.2021

The appellant Sri Abdul Kadir Choudhury is present.

The SPIO, o/o the BDO, Hailakandi Dev. Block is absent without step.

Seen the case record. The appellant submitted one petition under the provision of RTI Act, 2005 dated 06.07.2020 before the BDO, Hailakandi Dev. Block seeking certain informations. He did not receive the sought for informations within the stipulated period and as such, submitted 1st appeal dated 20.08.2020 before the Project Director, DRDA, Hailakandi and the 1st Appellate Authority. The FAA admitted 1st appeal and fixed date of hearing on 22.09.2020 and issued notices to the BDO, Hailakandi Dev. Block and the petitioner Sri Abdul Kadir Choudhury. On the date of hearing i.e. on 22.09.2020, the FAA passed order directing the BDO to furnish the informations to the petitioner which are available in hard copies within 03.10.2020. However, the SPIO, Hailakandi Dev. Block did not furnish the informations to the petitioner even after receipt of directions from the FAA and hence, the appellant submitted 2nd appeal dated 20.10.2020 before the Commission which was received on 04.11.2020. The Commission admitted the 2nd appeal and issued notices fixing date of hearing where the SPIO/BDO, Hailakandi Dev. Block is absent. Since, the PD, DRDA, has ordered to furnish the sought for informations that means none of the informations is exempted u/s 8(i)(j) of the RTI Act, 2005. **Therefore, the SPIO/BDO, Hailakandi Dev. Block is directed to furnish the informations to the appellant within 10 days of receipt of this order.**

The 2nd appeal is disposed of. However, the appellant is at liberty to move this Commission, if the said order is not complied with. Non-compliance of the order will invite invocation of section 20(1) of the RTI Act, 2005 for imposition of penalty.

Sd/-

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

Authenticated true copy

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/HLK.53/2020

Dtd.01.02.2021

Copy to:

1. The SPIO, O/o the BDO, Hailakandi Dev. Block, PO- Laskmi Sahar, Dist.- Hailakandi, Assam, Pin- 788 152 for information and necessary action.
2. The First Appellate Authority/office of the Project Director, DRDA, Hailakandi, Dist.- Hailakandi, Assam, Pin- 788 151 for information.
3. The Appellant, Sri Abdul Kadir Choudhury, S/o- Lt. Montaj Ali Choudhury, Vill- Borbond Pt-II, PO- Bowarghat Bazar, Dist.- Hailakandi, Assam, Pin- 788 164 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.

Secretary & Registrar
Assam Information Commission