



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

Case No. : SIC/KP(M)34/2021
Complainant/ appellant : Sri Joydeb Das
Respondent : SPIO, O/o the District Agriculture Officer, Bongaigaon
Date of hearing : 08.03.2021
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R

08.03.2021

1. The petitioner Sri Joydeb Das is present. The public authority i.e. the SPIO of the Office of the District Agriculture Officer & Sr. Agriculture Dev. Officer, Bongaigaon Sri Debashish Nath is present. The SPIO & Sr. Agriculture Dev. Officer has submitted a written statement which is taken into records.

2. On perusal of the case records, it is seen that the petitioner Sri Joydeb Das filed RTI petition dated 13.5.2020 before the PIO of Deputy Commissioner, Bongaigaon seeking following information:-

Please furnish list of beneficiaries APRs of ADO circle wise under District Agriculture Office, Bongaigaon for distribution of Seeds, Mustard var, Pitambari, PM-25 and NRCHB-101 under the scheme Disaster Management and RKVY during the period 2019-20.

3. However, the SPIO & Addl Deputy Commissioner of Office of the DC, Bongaigaon has transferred the RTI petition to the District Agriculture Officer, Bongaigaon vide letter dated BRTI.2/2017/Pt-IV/323 dated 21.5.2020.

5. Reportedly on non getting of information the petitioner filed first appeal petition dated 3.12.2020 before the First Appellate Authority i.e. District Agriculture Officer, Bongaigaon and then he filed second appeal petition dated 30.1.2021 before the Commission.

6. It is mentioned in the written statement that the information is ready to furnish to the petitioner.

7. Coming to the non supply of information during the stipulated time period i.e. within 30 days, the SPIO mentioned that he joined as SPIO only in this month and the previous SPIOs have kept the information pending for so long due to their transfer etc. However, the transfer of SPIOs is as follows:-

(a) Sri Kumud Haloi, SPIO of District Agriculture Officer, Bongaigaon transferred in the month of September, 2020.

(b) Then Sri Debo Das got the charge of SPIO in the month of September, 2020 who was also transferred on January, 2021.

(c) Then the charge of the SPIO handed over to Sri Satish Talukder on January, 2021 who was also get transferred in the month of February, 2021.

(d) Then the charge of SPIO was handed over to Sri Debashish Nath, Sr. Agriculture Dev. Officer in the month on March, 2021.

The position of the First Appellate Authority is as follows:

The present District Agriculture Officer, Bongaigaon joined as District Agriculture Officer and First Appellate Authority on June, 2020.

8. On perusal of the transfer and the posting of the SPIOs and First Appellate Authorities, the Commission comes to the conclusion that though the primary responsibility is of

the SPIO to furnish the information to the petitioner, there are some transfers of SPIOs during this period.

9. However, the First Appellate Authority, who is also the District Agriculture Officer, is continuing his duty w.e.f. June, 2020.

10. The Commission expresses its displeasure on the District Agriculture Officer i.e. the First Appellate Authority, as he has failed in proper discharging of his official duties as First Appellate Authority and also in not monitoring the progress of the disposal of the RTI petition.

11 Since the SPIO has mentioned that the Information is ready to be furnished to the petitioner, the Commission directs the SPIO to furnish the sought for information to the petitioner.

12. In light of the above, the second appeal petition dated 30.1.2021 is disposed off.

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M)34/2021

Dtd. 8.3.2021

Copy to:

1. The SPIO of the Office of the District Agriculture Officer, Bongaigaon, Assam PIN-788380 for information and necessary action.
2. The First Appellate Authority/ The District Agriculture Officer, Bongaigaon, Assam PIN-788380 for information
3. Sri Joydeb Das, S/o Late Karunamoy Das, HNo-16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Ghy-25 for information
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Joint Registrar i/c
Assam Information Commission