



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

Case No. : SIC/KP(M)53/2021
Complainant/ appellant : Sri Jitul Deka
Respondent : SPIO, O/o the BDO, Gobardhana Dev. Block
Date of hearing : 15.03.2021
Complaint/ Second : Dr. A.P. Rout.
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
15.03.2021

1. The Petitioner Sri Jitul Deka is absent. The public authority to be represented by the SPIO of the Office of the BDO, Gobardhana Dev. Block is absent.
2. On perusal of the case records, it is seen that the petitioner filed RTI petition dated 29.10.2020 before the SPIO, O/o the BDO Gobardhana Dev. Block. Reportedly on non getting any information he filed first appeal petition dated 15.12.2020 before the First Appellate Authority. Then the petitioner filed second appeal petition dated 2.2.2021 before the Commission.
3. As per Section 7 of the RTI Act the SPIO has 30 days time to furnish the information to the petitioner. Similarly, another 30 days time is available to the First Appellate Authority level and after that the petitioner has normally submit second appeal petition. Hence there was sufficient time for the SPIO to furnish the information to the petitioner.
4. In light of the above, it is clear that the SPIO violated the provision of the RTI Act, 2005. The Commission therefore directs the SPIO to submit a written affidavit explaining why no penalty should be imposed on him for his failure to furnish the information within stipulated time period.
5. Fix another date of hearing after election.

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/KP(M)53/2021

Date: 15.3.2021

Copy to:

1. The BDO, Gobardhana Dev. Block, Barpeta Road, PIN-781315 to serve the order on SPIO and intimate the Commission with the name of SPIO.
2. The Deputy Commissioner, Barpeta, Dist- Barpeta, Assam PIN-781301 for information.
3. The SPIO, O/o the BDO Gobardhana Dev. Block, Barpeta Road, PIN-781315 for information and necessary action and for attendance on the next date of hearing
4. Sri Jitul Deka, C/o- AT Telecom Kunja Commercial Complex, Maligaon, Guwahati-12 for information and for attendance on the next date of hearing
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Joint Registrar i/c
Assam Information Commission