



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

Case No. : SIC/KP(M)28/2021
Complainant/ appellant : Sri Manoj Das.
Respondent : SPIO, O/o the District Transport Officer, Nalbari
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 Manoj Das is present. The public authority to be represented by the SPIO of the Office of the District Transport Officer, Nalbari is absent.
2. On perusal of the case records, it is seen that the petitioner has filed RTI petition dated 22.10.2020 before the PIO of District Transport Officer, Nalbari seeking following information:-
 - (a) Photocopy of all the revenue collected from deferent source by DTO Nalbari
 - (b) Photocopy of all the money receipt for the revenue deposited at the Govt. Treasury by DTO Nalbari.
 - (c) Photocopy of the sanction letter of the fund sanction to DTO Nalbari
 - (d) Photocopy of the completion/utilization certificate of all the money spent by DTO Nalbari office.
 - (e) Photocopy of all the records of money spent under the heading contingency fund by DTO Nalbari office.
3. Reportedly on not getting the information the petitioner filed first appeal petition dated 7.12.2020 before the First Appellate Authority of DTO, Nalbari. Then he filed second appeal petition dated 20.1.2021 before the Commission. Accordingly notices were issue to both the parties vide letter No. SIC/KP(M)28/2021/5 dated 20.2.2021 and the second appeal dated 20.1.2021 is taken up for hearing today.
4. The SPIO, O/ o the DTO, Nalbari is absent and he/she has not submitted any written statement in this connection with disposal the RTI petition. As per Section 7 of the RTI Act, 2005, the SPIO should have furnished the information within 30 days from the date of receipt of the RTI petition if the petition is not transferred or rejected and similarly the First Appellate Authority has also given another 30 days to furnish the information to the petitioner.
5. The petitioner stated that no information has been received till now.
6. In light of the above, the Commission directs the SPIO to submit an affidavit in explaining why no penalty should be imposed on him for his failure to furnish the information to the petitioner within stipulated time period.
7. Fix 12.4.2021 at 11.45 AM for next date of hearing

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

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M)28/2021

Dtd. 8.3.2021

Copy to:

1. The SPIO,O/o the District Transport Officer, Nalbari, PIN-781341 for information and necessary action and for attendance on the next date of hearing.
2. The First Appellate Authority/ Office of the District Transport Officer, Nalbari, Assam PIN-781341 for information.
3. Sri Manoj Das, Durniti Birodhi Manab Adhikar Surakshar Mancha (DBMASM), Batahghuli, Panbazar, Guwahati-37 for information and for attendance on the next date of hearing.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Joint Registrar i/c
Assam Information Commission