

OFFICE OF THE
ASSAM INFORMATION COMMISSION

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/NGN 5/2021
Complainant/ Appellant : Nurul Islam
Respondent : SPIO of the Office of the Deputy Commissioner:
Nagaon (Election Branch)
Date of Hearing : 13/09/2021
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
13/09/2021

1. The petitioner Nurul Islam is present.
2. The Public Authority to be represented by SPIO of the Office of D C Nagaon (Election Branch) is absent.
3. **As per the RTI Act, 2005 not only 30 days time is given to the SPIO to furnish the information but also another 30 days time was available to the 1st Appellate Authority to furnish the information to the appellant. The RTI application was submitted on 8.9.2020 that means more than 1 year has elapsed.**
4. In the last hearing, the SPIO was absent and accordingly it was fixed for another date i.e., today.
5. The Deputy Commissioner vide his letter no. NE 11/2015/427 dated 10/09/2021 has mentioned that the Election Officer is on leave and requested before the Commission to fix another date of hearing.
6. The Commission agrees with the written request of the D C, Nagaon and fixes another date of hearing.
At the same time desires to know why penalty u/s 20 should not be imposed on the PIO/Deemed PIO for the delay in furnishing the information.
7. The Election Officer (Deemed PIO) should personally be present on the next date of hearing and submit an affidavit why no penalty to be imposed on him as per the Act.
8. Fix 8.10.2021 at 11:30 AM as the next date of hearing.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Copy to:

1. Sri Ajit Kalita, SDO, SPIO, Office of the Deputy Commissioner, Nagaon for information and necessary action.
2. Sri Dhiraj Jain, ACS, Election Officer, Office of DC Nagaon for information and compliance of the above order. He is to remain present personally on the next date of hearing.
3. The petitioner Nurul Islam, Nagaon Bar Association, 1st Floor, Nagaon Assam for information. He is to remain present on the next date of hearing.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission