



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

Case No. : SIC/Biswanath.6/2021  
Complainant/ appellant : Sri Manoj Kr. Sahani.  
Respondent : SPIO/Secretary, Kumalia Gaon Panchayat  
Date of hearing : 15.9.2021  
Complaint/ Second : Dr. A.P. Rout.  
Appeal heard by : State Chief Information Commissioner, Assam

**O R D E R**  
15.9.2021

1. The petitioner Sri Manoj Kr. Sahani filed RTI petition dated 10.11.2020 before the SPIO of the Office of the Deputy Commissioner, Biswanath seeking five queries. However, the SPIO, O/o the DC, Biswanath has transferred the RTI petition dated 10.11.2020 to the SPIO, O/o the BDO, Biswanath Dev. Block vide letter No. BNP.21/2016/Part-V/533 dated 19.11.2020. The SPIO, Biswanath Dev. Block has also transferred the RTI petition to the Secretary, Kumalia Gaon Panchayat vide letter No. BDO/RD/RTI/130/Part-1/2017-18 dated 25.11.2020.

2. In the mean time the petitioner filed complaint petition dated 12.4.2021 before the Commission. Accordingly the date of complaint petition hearing is fixed today.

3. The petitioner Sri Manoj Kr. Shani is absent. He has sent an email dated 15.9.2020 stating that he is under medical treatment and not able to move out to attend the hearing and also has prayed to fix another date of hearing. The Complainant has not provided or enclosed any medical certificate for his alleged treatment.

4. As per Section 19(1) of the RTI Act, 2005 the Complainant should have filed first appeal petition before the First Appellate Authority to get the information instead of filing complaint petition and wasting the time of the SPIO and the Commission and depriving other appellants of second appeal petitions of their hearing.

5. The public authority i.e. the SPIO/Secretary of Kumalia Gaon Panchayat Sri Rudra Kanta Sarma, GP Secretary is present.

6. The Secretary of Kumalia Gaon Panchayat has been provided the information to the Complainant Sri Manoj Kr. Sahani vide letter No. KUGAPA/RTI/45/2011-12/912 dated 10.09.2021, a copy of which was also marked to this Commission.

The complainant petition dated 12.4.2021 is hereby disposed off and a record of it to be kept for future reference while hearing second appeal/ complaint of the petitioner.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission

**Memo No. SIC/ Biswanath.6/2021**

**Dtd. 15.9.2021**

Copy to:

1. The SPIO/Secretary, Kumalia Gaon Panchayat, PO\_ Panibharal, PIN-784176, Assam for information.
2. Sri Manoj Kr. Sahani, Vill-Kumalia Centre, PO-Panibharal, Dist- Biswanath, PIN-784176 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Secretary & Registrar  
Assam Information Commission