



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

Case No. : SIC/DRN.46/2021
Complainant/ appellant : Sri Bipul Ch. Sarmah
Respondent : SPIO, O/o the Deputy Commissioner, Darrang
Date of order : 16.11.2021
Complaint/ Second : Dr. A.P. Rout.
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
16.11.2021

1. The petitioner Sri Bipul Ch. Sarma is present. The public authority i.e. the SPIO of the Office of the Deputy Commissioner, Darrang is absent and has not submitted any written statement in pursuance to this Commission's notice SIC/DRn.46/2021/8 dated 28.10.2021.
2. The petitioner has filed RTI petition dated 27.10.2020 before the SPIO of the Office of the Deputy Commissioner, Darrang.
3. On not getting any information he filed first appeal petition dated 15.12.2020 before the First Appellate Authority. However, the First Appellate Authority heard the petition and no decision was taken except fixing new date on 25.02.2021 vide order No. DAN/RTI APPEAL-27/20-21/4-A dated 09.02.2021.
4. In the mean time, the petitioner filed second appeal petition dated 14.9.2021 and accordingly the date of hearing is fixed today.
5. On perusal of the above, the Commission is of the opinion that the report as per Section 7(1) of the RTI Act, 2005 on the RTI petition vide Section 6(1) of the RTI Act, 2005 to be given within 30 days by the SPIO. The First Appellate Authority has 30 days to dispose the appeal.
6. In this case, enough time is lapsed on the part of the SPIO as well as the First Appellate Authority.
Further, the SPIO is neither present nor has submitted any written statement on the disposal of the RTI petition.
7. The SPIO of the Office of the Deputy Commission, Darrang has failed to comply with the provision of the RTI Act, 2005. This is a fit case to impose penalty for his failure to furnish the information within the stipulated time period.
8. However, before imposing the penalty, the Commission would like to hear the explanation of the SPIO and the same should be furnished within 15 days from the date of receipt of this order and after that the decision will be taken by the Commission.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/ DRN.46/2021

Dtd. 16.11.2021

Copy to:

1. Smti Jonti Deka, ACS, SPIO, Office of the Deputy Commissioner, Darrang, Mangaldai, Assam for information and necessary action.
2. The First Appellate Authority of the Office of the Deputy Commissioner, Darrang, Mangaldai, Assam for information.
3. Sri Bipul Ch. Sarma, S/o- Late Bhuvan Ch. Sarma, Vill- Gharoa Sonapur, PO- Dhekiapara, Dist- Darrang, PIN-784145 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission