



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/NGN.431/2018
Appellant : Sri Durgeswar Das
Respondent : The SPIO, O/o the Assam Fisheries Dev. Corporation Ltd.
Date of hearing : 26.08.2021
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R

26.08.2021

The appellant is absent without step.

Shri Safiqur Rahman, Asstt. Superintendent & SPIO, Assam Fisheries Dev. Corporation Ltd. is present.

This case is taken up for hearing in absence of the appellant as the case is pending since 05.07.2018.

Perused the case record. The appellant Shri Durgeswar Das submitted one application under the RTI Act, 2005 before the SPIO, o/o the AFDC Ltd. on 05.07.2018 seeking certain informations in respect of 52(A) Barpeta beel of Nagaon District. He was not furnished with the sought for informations and therefore he moved 1st appeal dated 16.08.2018 before the 1st appellate authority of AFDC Ltd. It is alleged that he was not furnished with the sought for informations and the FAA did not organized any hearing against his 1st appeal, and as such he preferred 2nd appeal on 30.10.2018 before the Commission. Neither the SPIO nor the FAA of AFDC Ltd. took any action against his application as well as the 1st appeal. The SPIO of AFDC Ltd. submits orally that he is not in receipt of the Commission's notice dated 23.03.2021. However, it is revealed from the office records that the said notice was received by the office of the AFDC Ltd. A copy of the peonbook has been handed over to the SPIO.

Seen the RTI application dated 05.07.2018. The sought for informations are very much a part of the records and it is not exempted under the provision of Section 8 of RTI Act, 2005. **The Commission expresses its dissatisfaction on non-performance of the SPIO as well as the FAA of AFDC Ltd. and directs the SPIO to furnish the sought for informations within 10 days of receipt of this order free of cost and deliver the same by Registered Post. The SPIO will also submit a compliance report to the commission at the earliest.**

The 2nd appeal is hereby disposed of.

Sd/-

Kanak Ch. Sarma
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Secretary & Registrar
Assam Information Commission

Copy to:

1. The SPIO, O/o the Assam Fisheries Dev. Corporation Ltd., Bimala Prasad Chaliha Road, Chachal, VIP Road, Guwahati- 781 036 for information and necessary action.
2. The First Appellate Authority/office of the Assam Fisheries Dev. Corporation Ltd., Bimala Prasad Chaliha Road, Chachal, VIP Road, Guwahati- 781 036 for information.
3. The Appellant, Sri Durgeswar Das, Residence of Christian Patty, PO & Dist.- Nagaon, Assam, Pin- 782 001 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.



Secretary & Registrar
Assam Information Commission