



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

Case No. : SIC/KP(M).361/2021
Complainant/ appellant : Sri Joydeb Das
Respondent : SPIO, Directorate of Horticulture
Date of order : 9.12.2021
Complaint/ Second : Dr. A.P. Rout.
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R

9.12.2021

1. The petitioner Sri Joydeb Das has filed RTI petition dated 17.08.2021 before the PIO of Gauhati University seeking following information
(i) Please furnish name of the scheme under Central sector, Central sponsored, SOPD and External Aided Project (EAP) was taken in budget provision, along with Sanction, FOC received and details of expenditure during the period 2017-18, 2018-19, 2019-20, 2020-21 and 2021-22.
2. Reportedly on not getting any information the petitioner filed first appeal petition dated 24.09.2021 before the First Appellate Authority of Directorate of Horticulture.
3. Then the petitioner filed second appeal petition dated 1.11.2021 before the Commission. Accordingly the date of hearing is fixed today.
4. The petitioner Sri Joydeb Das is present. The public authority i.e. the SPIO of the Directorate of Horticulture is absent.
5. The SPIO CUM Director of Horticulture and Food Processing has furnished the reply to the petitioner vide letter, No. HortFP/53pt-I/2018-19/256-258 dated 7.12.2021, a copy of which is marked to this Commission.
6. The petitioner stated that no specific reply has been received from the SPIO.
7. **Though it is a fit case to impose penalty under Section 20 of the RTI Act, 2005, the Commission taking a lenient view gives an opportunity to the SPIO to explain why no fine should be imposed on him under Section 20(1) of the RTI Act or no disciplinary action to be proceeded against him under Section 20(2) of the RTI Act for non compliance of Section 7 (1) of the RTI Act, 2005. The SPIO is also directed to personally appear in the next date of hearing.**

Fix another date of hearing.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/ KP(M).361/2021

Dtd. 9.12.2021

Copy to:

1. The SPIO, Directorate of Horticulture, Khanapara, Guwahati-22 for information and necessary action.
2. The First Appellate Authority,/Directorate of Horticulture, Khanapara, Guwahati-22 for information
3. Sri Joydeb Das, S/o- Late Karunamoy Das, H.No-16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Ghy-25 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission