

Case No. : SIC/KAN.12/2021
Complainant/ Appellant : Sri Babu Terang
Respondent : SPIO/O/o the Executive Engineer, (Agril),
Baithalangso, Hamren Sub Division,
Dist. – West Karbi Anglong, Assam
Date of Hearing : 26-11-2021
Complaint/ Second
Appeal heard by : Samudra Gupta Kashyap,
State Information Commissioner, Assam

O R D E R
26-11-2021

1. The petitioner Sri Babu Terang is present.
2. The Public Authority to be represented by SPIO of the Office of Executive Engineer, (Agril), Baithalangso, Hamren Sub Division, Dist. West Karbi Anglong is absent without any intimation.
3. On perusal of the case records, it is seen that the appellant Sri Babu Terang had submitted one RTI application to the SPIO of the Office of the Assistant Executive Engineer (Agril), Hamren Sub Division on 23.11.2020. The appellant has not received any information despite of a lapse of nearly twelve months from the date of his RTI application and despite of 1st appeal submitted on 27.1.2021.
4. The Commission notes with concerned that the SPIO of the Office of Executive Engineer, (Agril), Baithalangso, Hamren Sub Division, Dist. West Karbi Anglong has not only failed to appear in today's hearing but has also failed to submit any written statement.
5. The appellant Sri Babu Terang in today's hearing verbally stated that he has not received any response from the SPIO and despite his visit up the SPIO's office several times after having submitted his application. The appellant also claimed that during most of his visits to the office no responsible officer was present to respond to his queries or grievances. The appellant has also stated that he has definitely felt harassed by the Public Authority i.e., SPIO of the Office of Executive Engineer, (Agril), Baithalangso, Hamren Sub Division, Dist. West Karbi Anglong. Apart from denying the information sought, as such he prayed for appropriate relief to the harassment caused to him, also prayed for awarding compensation to him for the harassment caused.
6. **In view of the above, SPIO is directed to personally appear before the Commission on 22.12.2021 at 11:20 AM and explain along with a written statement why the RTI petitioner has not been furnished the information under the provisions of the RTI Act, 2005 and also explain why penalty u/s 20(1) of the RTI Act, 2005 shall not be imposed on him/her for his/her failure to furnish the information within the stipulated period. The SPIO is also directed to furnish the information sought within 15 days from the date of**

receipt of this order without fail and free of cost, provide the proof of delivery of the same at the Commission.

7. Fix next date of hearing on 22.12.2021 at 11:20 AM. This order shall constitute the notice for hearing.
8. Copy of this order be also marked to Council Head of Department, Agriculture, Karbi Anglong Autonomous Council, and also to the Director, Agriculture, Govt. Of Assam, Guwahati, for information and necessary action.
9. Mark authenticated copies to all concerned.

Sd/-
(Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/KAN.12/2021

Dated: 26-11-2021

Copy to:

1. The SPIO of the Office of Executive Engineer, (Agril), Baithalangso, Hamren Sub Division, Dist.- West Karbi Anglong for information and necessary action. He/She is directed to present his/her case personally in the next date of hearing.
2. The Council Head of Department, Agriculture Department, Karbi angling Autonomous Council, Diphu, Karbi Anglong for information and necessary action.
3. Sri Akash Deep, IAS, Director of Agriculture, Agriculture Department, Dispur for information.
4. The First Appellate Authority, Office of the Assistant Executive Engineer(Agril), Baithalangso, Karbi Anglong for information.
5. The petitioner Sri Babu Terang, Vill. – Chengbong, P.O & P.S – Kheoroni, Dist.- West Karbi Anglong, Assam 782448 for information. He/She is directed to present his/her case personally in the next date of hearing.
6. Computer Section for uploading in the Website.
7. Office File.
8. Order Book.


Secretary & Registrar
Assam Information Commission