

Case No. : SIC/NLB.8/2021
Complainant/ Appellant : Sri Rofiquel Hussain
Respondent : SPIO/O/o the Executive Engineer,
P.H.E. Deptt., Belsor Sub Division,
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 Rofiquel Hussain is present.
2. The Public Authority is represented by Sri Dul Dutta Laskar, SPIO cum Assistant Executive Engineer (PHE), Belsor PHE Sub Division Sri Gobinda Ojah, First Appellate Authority, Executive Engineer (PHE), Belsor Sub Division is also present. The SPIO also submitted a written statement dated 26.11.2021 in response to the notice of the hearing.
3. The appellant Sri Rofiquel Hussain had submitted one RTI application before the SPIO of the Office of Executive Engineer (PHE), Nalbari on 30.12.2020. On not receiving any response, he submitted an appeal on 10.2.2021 before the First Appellate Authority (PHE), Nalbari. As he apparently did not get any response, he preferred a 2nd appeal before the Commission on 26.4.2021 and accordingly this hearing was taken today.
4. **The SPIO Sri Dul Dutta Laskar, during today's hearing stated the information sought by the appellant was ready to be furnished. As such the SPIO is directed to furnish the same to the appellant within 7 (seven) days from the date of receipt of this order.**
5. On perusal of the case records, it is seen that the SPIO had sent the information sought to the appellant Sri Rofiquel Hussain by ordinary post on 2.2.2021, which however the appellant said that he had not received. The SPIO Sri Dul Dutta Laskar said a proof of delivery could not be gathered because the information was sent by ordinary post. The Commission would like to advise the SPIO that since there had been a number of incidents of information not reaching the appellants because of being sent by ordinary post, hence informations sought through RTI application should be send by registered post, so that the proof of delivery can be retained.
6. With the above order, the 2nd appeal is hereby disposed of.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/NLB.8/2021

Dated: 26-11-2021

Copy to:

1. Sri Dul Dutta Laskar, SPIO cum Assistant Executive Engineer (PHE), Office of the Executive Engineer, Belsor PHE Sub Division, Assam, Pin 781304 for information and necessary action.
2. The First Appellate Authority, Office of the Executive Engineer, P.H.E.Deptt., Nalbari Sub Division, Nalbari, Assam for information.
3. The petitioner Sri Rofiquel Hussain, S/o Babul Ali, Vill. & P.O. Narayanpur, P.S.- Mukalmua, Dist. – Nalbari, Assam Pin – 781126 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.



Secretary & Registrar
Assam Information Commission