



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/DHR.66/2021
 Appellant : Sri Robiyal Hosen
 Respondent : The SPIO, O/o the
 1. BDO, Jamdarhat Dev. Block, Dhubri.
 2. Secretary, Dingdinga Paruwa GP
 Date of hearing : 08.02.2022
 Second Appeal heard by : Sri Kanak Ch. Sarma
 State Information Commissioner, Assam

O R D E R

08.02.2022

The appellant Sri Robiyal Hosen is present.

Sri Romjan Ali, Secretary, Dingdinga Parowa GP is present. Sri Kalyan Kumar Talukdar, Asstt. Engineer and ASPIO, o/o the BDO, Jamadarhat Dev. Block is also present.

The BDO, Jamadarhat Dev. Block vide its letter no. JDB-07/RTI/2020-21/570 dated 07.02.2022 informed the Commission that the 1st appellate authority and CEO, Zilla Parishad organized hearing against the 1st appeal petition fixing date of hearing on 28.09.2021 and disposed it of with a direction to the SPIO of Jamadarhat Dev. Block as well as Dingdinga Paruwa GP to furnish the sought for informations within seven days. The Secretary of Dingdinga paruwa GP vide its letter no. DPGP-02/Misc./2021-22/10 dated 08.02.2022 informed the Commission that he joined as a Secretary of Dingdinga Paruwa GP on 02.09.2021 but his predecessor Md. Jahangir Hussain Sarkar had not handed over the charges of the GP except 14 numbers of documents. He informed the CEO, Zilla Parishad vide letter no. DPGP-02/Misc./2021-22/01 dated 05.10.2021 and DPGP-02/Misc./2021-22/06 dated 22.12.2021 and to the BDO, Jamdarhat Dev. Block vide letter no. DPGP-02/Misc./2021-22/04 dated 06.12.2021 and DPGP-2/Misc/2021-22/05 dated 18.12.2021 that his predecessor, has not handed over full charges of the GP for which he is not able to furnish the desired informations.

It is observed from the case record that no action is seen to have been taken by the CEO, Dhubri Zilla Parishad and BDO of Jamadarhat Dev. Block for handing over full charges of the GP to the present incumbent Ramjan Ali. It is also observed that the sought for informations could not be furnished to the appellant for non-availability of the records and the same has not been handed over to the present GP Secretary. **Therefore, the Commission directs the Commissioner, Panchayat & Rural Development, Assam to draw up departmental proceedings against the erring officials Md. Jahangir Hussain Sarkar, ex Secretary of Dingdinga Paruwa GP and impose penalty as deem fit. He will further ensure that the official charges of Dingdinga Paruwa GP be handed over to the present GP Secretary within three days of receipt of this order, and on receipt of the same the**

Secretary of Dingdinga Paruwa GP will furnish the sought for informations to the appellant, free of cost.

It is also observed that neither the CEO, Zilla Parishad, Dhubri nor the BDO, Jamadarhat Dev. Block have taken adequate step for handing over charges of the Dingdinga Paruwa GP to the present incumbent from his predecessor for which the informations could not be furnished. It is considered as a gross irregularity on the part of the ex GP Secretary, but neither the CEO, Zilla Parishad, Dhubri nor the BDO, Jamadarhat Dev. Block has taken any effective step for handing over the charges and as a result of which it is considered that the provisions of the RTI Act, 2005 has been defied. Therefore, they are cautioned to perform their responsibility properly to avoid this kind of negligence in future.

With the above directions, the 2nd appeal dated 28.10.2021 is disposed of.

Sd/-
(Kanak Ch. Sarma)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy


Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/DHR.66/2021

Dtd.08.02.2022

Copy to:

1. The Commissioner, Panchayat & Rural Development, Assam, Panjabari, Juripar, Guwahati- 37 for information and necessary action.
2. The SPIO, O/o the BDO, Jamadarhat dev. Block, Dist.- Dhubri, Assam, Pin- 783 330 for information and necessary action.
3. The SPIO, o/o the Secretary, Dingdinga Parowa Gaon Panchayat, Dist- Dhubri, Assam, Pin- 783 330 for information and necessary action.
4. The First Appellate Authority/office of the CEO, Dhubri Zilla parishad, Dist.- Dhubri, Assam, Pin- 783 301 for information.
5. The Appellant, Sri Robiyal Hosen, S/o- Delbar Hussain, Vill- Dingdinga, PO- Chirakuti, Dist.- Dhubri, Assam, Pin- 783 301, Contact No. 9127390381 for information.
6. Computer Section for uploading the order in the Website.
7. Office File.


Secretary & Registrar
Assam Information Commission