

**Case No** : SIC/CCR.41/2019  
**Complainant/ Appellant** : Shri Umashankar Singh.  
**Respondent** : The SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, PIN Code-788805, Assam.  
**Date of Hearing** : 16-03-2021  
**Complaint/ Second Appeal heard by** : Shri Samudra G. Kashyap.  
State Information Commissioner, Assam.

**O R D E R**  
**16-03-2021**

1. The appellant Shri Umashankar Singh is absent. But he has sent a letter to the Commission informing about his inability to attend the hearing.
2. The SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, Assam, is absent without any intimation.
3. The matter is taken up for hearing in the interest of the citizen seeking information under the RTI Act, 2005, despite the absence of both parties.
4. From perusal of records it is seen that the complainant Shri Umashankar Singh had submitted one RTI application to the SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, Assam, on 22.04.2019. He submitted a complaint in this Commission on 20.09.2019, stating that the SPIO had rejected his request for information malafidely. The Commission took up the matter for hearing on 20.11.2019, but as both parties remained absent, the next hearing was fixed on 17.12.2019. Though both parties remained absent on 17.12.2019 too, the Commission had passed an order directing the BDO, Katigorah Development Block, to furnish the information relating to his office and to transfer the RTI petition to the Gaon Panchayat (G.P.) Secretaries for furnishing the information held by them. The order had also mentioned that the BDO should have directed the petitioner to file separate RTI petitions to the Secretaries of the G.Ps concerned since most of the informations sought for were held by the G.P. Secretaries. Finding no response the complainant Shri Umashankar Singh submitted another complaint in the Commission on 05.02.2020, stating that the SPIO had not taken any action on the orders of the Commission dated 17.12.2019. Following this the Commission directed the SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, on 02.03.2020, to submit an Action Taken Report on the Commission's order of 17.12.2019, within 10 (ten) days from the receipt of the Commission's letter. On 01.09.2020, the complainant Shri Umashankar Singh once again approached the Commission with a complaint that he had not been provided the information despite the order of the Commission. On 28.09.2020, the Commission once again directed the SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, to submit an action taken report within 10 (ten) days. On 28.12.2020, the complainant Shri Umashankar Singh approached Commission and stated that while he had not received any information from the SPIO, O/o the BDO, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, he had received a letter No.KDB.25/RTI/2019-20 dated 18.11.2020, in which the Block Development Officer, Katigorah Development Block, Vill-Katigorah, Dist-Cachar, informed him that the RTI petition of the complainant Shri

Umashankar Singh dated 22.04.2019, was not available in his office, as a result of which he was unable to furnish the information sought for within the stipulated period. The BDO, Katigora Development Block, Vill-Katigora, Dist-Cachar, also stated that most of the information sought for by Shri Umashankar Singh as was mentioned in the Commission's order dated 17.12.2019, were in the custody of different GP Secretaries, and as such the BDO requested the complainant Shri Umashankar Singh to file separate RTI petitions to the GP Secretaries and contact them for collection of the required information.

5. On perusal of records it is seen that the Commission had in its order dated 17.12.2019, stating the following – “ The Commission observes that the BDO, Katigora Development Block, Cachar should have furnished the information relating to his office and transfer the RTI petition to one of the GP Secretaries under Section 6(3) of the RTI Act informing the petitioner. He should have directed the petitioner to file separate RTI petition to the Secretaries of the GPs concerned since most of the information sought for are held by the GP Secretaries. The Commission therefore directs the BDO, Katigora Development Block to act accordingly.” In view of the above order the Commission finds no irregularities on the part of the BDO, Katigora Development Block, Vill-Katigora, Dist-Cachar to ask the complainant Shri Umashankar Singh to file separate RTI petitions to the Secretaries of the GPs concerned.
6. In view of the above the complainant Shri Umashankar Singh may submit separate RTI petitions to the Secretaries of the GPs concern and seek the informations he is looking for
7. With the above order this complaint is hereby disposed of and the case is closed.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission.

**Memo No. SIC/CCR.41/2019/23-A**

**Dated: 16-03-2021**

Copy to:

1. The SPIO, O/o the BDO, Katigora Development Block, Vill-Katigora, Dist-Cachar, PIN Code-788805, Assam, for information.
2. The petitioner, Shri Umashankar Singh, Vill.Meherpur, Near LIC Div Officer, Dist.Cachar, Assam, PIN Code. 788015, for information.
3. Computer section for uploading in the website.
4. Office File.
5. Order Book.

Secretary & Registrar  
Assam Information Commission.