

**Case No.** : SIC/NCH.2/2021  
**Complainant/ Appellant** : Shri Baosodao Kemprai  
**Respondent** : The SPIO, Maibang Town Committee, Maibang,  
Dima Hasao District, Assam.  
**Date of Hearing** : 11-03-2021  
**Complaint/ Second**  
**Appeal heard by** : Shri Samudra G. Kashyap.  
State Information Commissioner, Assam

**O R D E R**  
**11-03-2021**

1. The complainant Shri Baosodao Kemprai is present.
2. The SPIO, Maibang Town Committee, Maibang, Dima Hasao, is absent without any intimation. The hearing however is taken up despite the absence of the SPIO, in the interest of the citizen seeking information under the RTI Act, 2005.
3. From perusal of records it is seen that Shri Baosodao Kemprai had submitted one RTI application before the SPIO, Maibang Town Committee, on 15.10.2020, seeking certain informations related to matters falling under the Maibang Town Committee. On not receiving any response he submitted an Appeal before the FAA, O/o the Deputy Commissioner, Dima Hasao Distt., on 17.11.2020. Getting no response he submitted a complaint petition in the Commission on 11.01.2021. During today's hearing Shri Baosodao Kemprai said that he has not received any information or response to his RTI application which was submitted about 5 (five) months ago.
4. In view of the above, the SPIO, Maibang Town Committee, is directed to furnish the sought for informations to Shri Baosodao Kemprai within 21 (twenty-one) days from the receipt of this order, free of cost. The SPIO is also directed to inform the Commission about the implementation of this order.
5. The SPIO, Maibang Town Committee, is also directed to explain why penalty under Section 20(1) of the RTI Act, 2005, shall not be imposed on him/her for his/her failure to furnish the sought for information within the stipulated time period. The SPIO is also reminded that the Commission will be bound to invoke the provisions of Section 20(1) of the RTI Act, 2005, under which recommendation for disciplinary action on an erring SPIO can be made, and/or penalty of Rs. 250 (two hundred fifty) only per day can be imposed from the date of application received and information furnished so, however, the total amount of such penalty not exceeding Rs. 25,000 (Twenty-five thousand) only on the erring SPIO.
6. The Deputy Commissioner, Dima Hasao District, and the Principal Secretary, NC Hills Autonomous Council are directed to take note of the fact that the SPIO, Maibang Town Committee has failed to furnish information to a citizen against his RTI application submitted on 15.10.2020. They are also directed to take necessary action so that the RTI applicant is not deprived of his right to information. The Deputy Commissioner, Dima Hasao District, and the Principal Secretary, NC Hills

Autonomous Council are also directed to apprise the Commission about the steps taken in this regard at the earliest.

7. With the above order, this complaint is hereby disposed of.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission.

**Memo No. SIC/NCH.2/2021/6-A**

**Dated: 11-03-2021**

Copy to:

1. The SPIO, Maibang Town Committee, Maibang, Dima Hasao, Assam, for information and necessary action.
2. The Principal Secretary, NC Hills Autonomous Council, Dima Hasao, Haflong, for information and necessary action.
3. The First Appellate Authority/ O/o the Deputy Commissioner, Dima Hasao, Haflong, Assam, PIN-788819, for information and necessary action.
4. The petitioner, Shri Baosodao Kemprai, President, All Dimasa Students' Union, Maibang Zonal Committee, P.O. & P.S. Maibang, PIN-788831, Dist. Dima Hasao, Assam, for information.
5. Computer section for uploading in the website.
6. Office File.
7. Order Book.

Secretary & Registrar  
Assam Information Commission.