

ASSAM INFORMATION COMMISSION

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/DHR.3/2022
Complainant/ Appellant : Shri Barkat Ali Tarafder.
Respondent : The SPIO, O/o the BDO, Bilasipara Dev. Block, Distt.
Dhubri, Assam.
Date of Hearing : 06-05-2022
Complaint/ Second
Appeal heard by : Dr. Samudra G. Kashyap.
State Information Commissioner, Assam.

O R D E R
06-05-2022

1. The appellant Shri Barkat Ali Tarafder is present.
2. The SPIO, O/o the BDO, Bilasipara Dev. Block, Distt. Dhubri, Assam is absent.
3. The Commission has received a written statement No. DAE-108/Appeal/Blp/2017-18/85 dated Nil/May'2022 from the FAA & Project Director, DRDA, Dhubri.
4. From records it is seen that the appellant had on 20.09.2021 submitted an RTI Application to the SPIO, O/o the SDO (C), Bilasipara, Distt. Dhubri, seeking certain informations related to the Bilasipara Dev. Block and the Hatipota G.P. under it. On not receiving any response he submitted a 1st Appeal on 24.10.2021, following which the FAA and Project Director, DRDA, Dhubri, held a hearing on 07.12.2021. Though the appellant Shri Barkat Ali Tarafder was not present in the hearing without any intimation, the FAA directed the SPIO/BDO and BPM, Bilasipara Development Block to furnish the informations to the appellant within 7 (seven) days from the date of order i.e. 07.12.2021. The appellant Shri Barkat Ali Tarafder apparently did not get any informations despite the order passed by the FAA on 07.12.2021 and submitted a 2nd Appeal in this Commission on 24.12.2021.
5. From the written statement of the FAA and Project Director, DRDA as mentioned above, it is clear that the appellant has not been provided the informations he had sought.
6. **In view of the above, the SPIO, O/o the BDO, Bilasipara Dev. Block, is directed to furnish the informations to the appellant Shri Barkat Ali Tarafder within 7 (seven) days from the date of receipt of this order.**
7. **The FAA and Project Director, DRDA, Dhubri is directed to take necessary steps so that the appellant gets the information he has sought.**
8. **The SPIO, O/o the BDO, Bilasipara Dev. Block, is also directed to submit a written statement to this Commission explaining 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 written statement should reach the Commission within 15 (fifteen) days from the date of receipt of this order.**
9. **The FAA and Project Director, DRDA, Dhubri, is directed to submit a report to Commission about what action was taken against the SPIO, O/o the Bilasipara Dev. Block, for his/her failure to comply with the FAA's order dated 07.12.2021. The report should reach the Commission within 15 (fifteen) days from the date of receipt of this order.**
10. This 2nd Appeal will be disposed of after receipt of the report from FAA and Project Director, DRDA, Dhubri.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/DHR.3/2022

Dated: 06-05-2022

Copy to:

1. The SPIO, O/o the BDO, Bilasipara Dev. Block, Distt. Dhubri, Assam, for information and necessary action.
2. The Project Director, DRDA, Dhubri, Assam for information and necessary action.
3. First Appellate Authority/ O/o the Project Director, DRDA, Dhubri, Assam for information and necessary action.
4. The petitioner, Shri Barkat Ali Tarafder, S/o Baharuddin Tarafder, Vill. Kathaldi PT-I, P.O. Bilasipara, Dist. Dhubri, Assam, PIN 783348, for information.
5. Computer section for uploading in the website.
6. Office File.
7. Order Book.



Registrar
Assam Information Commission.