

OFFICE OF THE  
**ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KAN.34/2022  
Complainant/ Appellant : Sri Indra Ballav Goswami  
Respondent : SPIO, O/o the Municipal Board, Golaghat,  
Assam, 785621  
Date of Hearing : 28/07/2022  
Complaint/ Second : Dr. A.P.Rout,  
Appeal heard by : State Chief Information Commissioner, Assam

**O R D E R**  
**28/07/2022**

1. The petitioner Sri Indra Ballav Goswami has filed one RTI petition before the PIO, O/o the Municipal Board, Golaghat, Assam on 29.12.2021 seeking some information as per enclosures.
2. Reportedly on not getting any information, the petitioner filed 1<sup>st</sup> appeal before the 1<sup>st</sup> Appellate Authority, O/o the Municipal Board, Golaghat, Assam on 11.2.2022 and then he filed 2<sup>nd</sup> appeal before the Commission on 7.6.2022.  
Accordingly, the matter was taken up for hearing.
3. The authorised representative of the petitioner advocate Sri Bhaskar Ballav Goswami has submitted his Vakalatnama to attend the hearing today.
4. The SPIO is absent but the Executive Officer of Golaghat Municipal Board has sent an email dated 28.7.2022 stating that records relating to Municipality Room Stall No. RCC205 which has been seized by the Investigating Officer namely S.I. Sri Tribhuban Saikia relating to Golaghat Police Station IPC Case No.394/2020 U/S 468.
5. The advocate representing the petitioner mentioned that they are yet to receive the reply and it is not known from which date the file was seized by the Investigating Officer and if it was seized why such information was not given during the stipulated period by the SPIO.
6. The Commission also takes strong exception to the casual behaviour of the SPIO in sending the routine reply that to almost after seven months of submission of the RTI petition. He has also failed to mention on which date the case records are seized.
7. As per Section 7 of the Right To Information Act, 2005 , the SPIO simply gets thirty days to furnish the information to the petitioner and similarly 1<sup>st</sup> Appellate Authority also gets thirty days to respond to the RTI petition. And in this particular case, the SPIO failed to act as per the provision of the RTI Act,2005.
8. Therefore, the Commission would like to seek an explanation from the SPIO why no penalty u/s 20 of the RTI Act,2005 should not be imposed on him for not furnishing the information on time.

**Explanation if any should reach within fifteen days from the receipt of this letter.**

9. Since the information has already been given, the Commission directs the Registry of this Commission to provide the copy of the reply dated 19.7.2022 to the petitioner.

Sd/-  
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-  
Registrar  
Assam Information Commission

**Memo No. SIC/KAN 34/2022**

**Dtd. 28.07.2022**

Copy to:

1. Sri Mustafa Hussain, SPIO, O/o the Municipal Board, Golaghat, Assam 785621 Assam for information and necessary action as ordered above.
2. The petitioner Sri Indra Ballav Goswami, Sobhaneswari Tea Estate, P.O.Disirigoyan Satra Silonijan, Karbi Anglong, Assam 785602 for information. Copy of the letter no. GMB/2022/1649 dated 19.7.2022 is enclosed herewith.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar  
Assam Information Commission