



**OFFICE OF THE
ASSAM STATE INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-781 037**

Case No. : **KP(M).538/2013**
Complainant/ appellant : **Sri Dulal Bora**
Respondent : **Personnel Department**
Date of hearing : **30-01-2016**
Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by : **Chief Information Commissioner, Assam**

O R D E R

The petitioner Sri Dulal Bora is present. The public authority is represented by Md. Ikramul Hussain, ACS, Joint Secretary & SPIO of Personnel Department accompanied by Sri N. Basanta, Junior Administrative Assistant of the Department.

The second appeal petition dated 2-9-2013 is taken up for hearing in presence of both the parties.

The Secretary and first Appellate Authority of Personnel "A" department has sent a written submission dated 28th January, 2016 stating the steps already taken by the department. On perusal of the communication made by the Personnel Department with the applicant, it is seen that the substantive information given to the applicant is that the Personnel Department does not maintain the information sought for by the applicant. Vide his RTI petition dated 26-3-2013 the applicant wanted to know whether any prior permission is required to arrest an ACS or IAS officer.

This Commission is of the view that the reply is not satisfactory. This Commission, therefore, directs the SPIO and Joint Secretary of Personnel Department to inform the applicant within 15 days from the date of this order, whether any prior permission from any authority in the Govt. is required to arrest an IAS or ACS Officer in course of execution of any warrant of arrest issued by a Court of Law and /or for commission of any criminal offence.

With the above order, the second appeal petition is disposed of.

**Sd/-
(H. S. Das)
Assam State Chief Information Commissioner,
Panjabari, Guwahati**

**Authenticated true copy.
Sd/-**

**Secretary & Registrar
Assam State Information Commission**

Memo No. **KP(M).538/2013/ / -A**
Copy to:,

Dtd. 30-01-2016

1. Md. Ikramul Hussain, ACS, Joint Secretary & SPIO, Personnel Department, Dispur, Guwahati-6 for information and necessary action.
2. Sri Dulal Bora, Koinadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the Website.
4. Office File.

**Secretary & Registrar
Assam State Information Commission**