



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

Case No. **KP(M) 399/2013:**

Complainant/ appellant **:Sri Dulal Bora**

Respondent **:Social Welfare Department**

Date of hearing **: 03-02-2016**

Complaint/ Second
appeal heard by **: Shri H.S. Das, IAS (Retd)
Chief Information Commissioner, Assam**

O R D E R

The petitioner Sri Dulal Bora is present. The public authority is represented by (i) Smti Malita Barman, Deputy Secretary, Social Welfare Department, Assam Secretariat, Dispur, Guwahati-6 and (2) Sri Mukunda Sarma, Deputy Director, Directorate of Social Welfare, Guwahati-1.

The second appeal petition dated 6-6-2013 is taken up for hearing in presence of both the parties, in pursuance to this Commission's earlier order dated 13-1-2016.

The Joint Director and SPIO of the Directorate of Social Welfare, Assam has submitted a written statement dated 2nd February, 2016 stating that the original RTI application dated 6-3-2013 could not be traced out in his office and hence the required information could not be furnished to the petitioner. However, from the letter dated 12th January, 2016 issued by the Joint Secretary, Govt. of Assam and SPIO of the Social Welfare Department, addressed to this Registry of this Commission, it is seen that the RTI petition dated 6-3-2013 was received in the Secretariat and transferred to the Director of Social Welfare on 15-3-2013.

Therefore, this Commission does not accept the plea that the information could not be furnished due to non-receipt of the RTI application. This Commission, therefore directs the Director of Social Welfare to cause an enquiry into the missing RTI application and fix responsibility and report action taken to this Commission within 30 days from the date of receipt of this order.

Coming to the other substantive issue of non furnishing of the information, this Commission directs the PIO in the Directorate of Social Welfare to furnish the required information, i.e., various benefits given to the physically handicapped persons under various schemes under the Directorate of Social Welfare with district-wise breakup during the 3 financial years preceding the date of the date of the RTI application i.e., 6-3-2013 together with the names of the physically handicapped persons, district-wise, within 30 days from the date of receipt of this order.

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

Authenticated true copy.

**Secretary & Registrar
Assam State Information Commission**

Memo No KP(M) 399/2013 / -A

Dtd. 3-2-2016

Copy to:,

1. Smti Malita Barman, Deputy Secretary, Social Welfare Department, Assam Secretariat, Dispur, Guwahati-6
2. Director, Social Welfare , Assam for information and necessary action.
3. Sri Mukunda Sarma, Deputy Director, Directorate of Social Welfare, Guwahati-1.for information and necessary action
4. Sri Dulal Bora, Koinadhara Tiniali, House No- 118, Khanapara, Guwahati 22 for information.
5. Computer Section for uploading in the Website.
- 4.` Office File.

**Secretary & Registrar
Assam State Information Commission**