

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

Case No. : SIC/CCR.80/2013
Appellant : Dr. Partha Sarathi Paul.
Respondent : The SPIO, Office of the Department of Health & Family
Welfare, Govt. of Assam, Dispur, Assam.
Date of hearing : 19.02.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
19.02.2016

The Appellant present.

The Public Authority is represented by Sri Mrigesh Narayan Baruah, SPIO/Dy. Secretary to the Govt. of Assam, Health & Family Welfare Department.

Heard the Appellant. It has been submitted that he has not received any further information subsequent to filing of the Second Appeal Petition with the Commission dated 07.09.2013.

The SPIO has submitted that actions to be taken in connection with the information sought for by the Appellant are being taken and Appellant will be apprised with the status soon.

Perusal of the case records indicate that the information sought for by the Appellant essentially related to a grievance pertaining to his service period on account of which there is a period of service which requires to be regularized. The Appellant added that owing to this, he has not received his pension after he superannuated in the month of May, 2014.

The Appellant had filed First Appeal dated 03.07.2013 with the First Appellate Authority (FAA) in the Department of Health & Family Welfare. There is no evidence of the FAA having dispose of the said First Appeal in accordance with the RTI Act, 2005.

In view of the facts brought out above, the Commission hereby orders that updated information available in the relevant records pertaining to action taken in connection with the information sought for by the Appellant shall be provided by the SPIO to the Appellant, free of cost, within a period of 10 days of receipt of this order.

As stated above, the instant RTI Application is essentially in the nature of seeking redressal of grievance. It is therefore for the Secretary to Govt. of Assam, Health & Family Welfare Department to investigate the matter, determine the facts relating actions/inactions of the department which caused the grievance, and take appropriate follow up action to redress the grievance of the Appellant.

Further, the Commission hereby orders that the FAA/Commissioner & Secretary to Govt. of Assam, Health & Family Welfare Department shall consider and dispose of the said First Appeal, with a speaking order, within a period of 21 days of receipt of this order.

With this, the Second Appeal Petition is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Dy. Secretary & Dy. Registrar
Assam State Information Commission

Copy to:

1. The SPIO, Office of the Department of Health & Family Welfare, Govt. of Assam, Dispur, Guwahati, Assam, Pin- 781006 for information and necessary action.
2. The First Appellate Authority/ Commissioner & Secretary to Govt. of Assam, Health & Family Welfare Department, Dispur, Guwahati, Assam, Pin- 781006 for information and necessary action.
3. Dr. Partha Sarathi Paul, Kalain FRU, PO- Kalain, Dist- Cachar, Assam, Pin-788815 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Secretary & Dy. Registrar
Assam State Information Commission