



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

Case No. : **KP(M)521/2013**
Complainant/ appellant : **Sri Dulal Bora**
Respondent : **Finance Department**
Order dated : **8th March, 2016**
Order of : **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 Sri Sudarshan Sarma, Under Secretary and SPIO, Finance (Budget) Department. The second appeal petition dated 5-8-2013 is taken up for consideration in presence of both the parties.

From perusal of the case records it is seen that the petitioner Sri Dulal Bora submitted an RTI petition dated 25-4-2013 addressed to the Commissioner, Finance, Govt. of Assam, requesting information on the cost of treatment of Hon'ble Chief Minister, Assam by one Dr. Panda in Mumbai about 2 years prior to his RTI petition. This was followed by first appeal petition dated 17-6-2013 and second appeal petition dated 5-8-2013.

This Commission has received one written submission dated 7th March, 2016 from the Commissioner and Secretary, Finance (Budget) Department Sri I. Haque praying for extension of time after March, 2016 as the Department is busy with the works relating to Financial Year ending. He has also mentioned that he needs time to find out old records pertaining to action taken on the RTI petition dated 25-4-2013 on the first appeal petition dated 17-6-2013. Copy of another letter dated 7th March, 2016 addressed to the Under Secretary, Finance (Budget) Department by the SPIO of C.M Secretariat has been received, wherein it has been mentioned that the C.M Secretariat received his communication dated 7th March, 2016 from Finance (Budget) Department only yesterday, i.e., 7th March, 2016, enclosing a copy of the RTI application and copies of 1st and 2nd appeal petitions together with this Commission's Notice dated 18-2-2016. It has also been mentioned by the SPIO of C.M Secretariat that there is no mention that these papers have been transferred under Section 6(3) of the RTI Act, 2005 to the Chief Minister's office.

The above mentioned communications are entered into the case records.

The petitioner Sri Dulal Bora deposed that he has not yet received the information and is waiting for the same.

This Commission, therefore, directs the SPIO of Finance (Budget) Department to transfer the RTI petition dated 25-4-2013 to the SPIO of Chief Minister's office formally under Section 6(3) of the RTI Act, 2005, who in turn will give appropriate response to the petitioner within 30 days from the date of receipt of the transferred RTI application.

Commissioner & Secretary, Finance (Budget) Department is also directed to inquire into the lapses in not giving appropriate response to the petitioner or not transferring the application to the Chief Minister's Secretariat within the stipulated time and fix responsibility as deemed fit.

With the above order the second appeal petition dated 5-8-2013 is disposed of

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

Authenticated true copy.
Sd/-
Registrar
Assam Information Commission

Memo No.SIC/ KP(M)521/2013 -A

Dtd. 8-3-2016

1. Commissioner & Secretary, Finance (Budget) Department for information and necessary action.
2. .Sri Sudarshan Sarma, Under Secretary and SPIO, Finance (Budget) Department for information & necessary action.
3. Sri Dulal Bora, Koinadhara Tiniali, House No-118, Khanapara, Guwahati-22 for information.
4. Computer Section for uploading in the Website.
- 5 ` Office File.

Registrar
Assam Information Commission