



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

Case No. : **KP(M).293/2013**

Complainant/ appellant : **Sri Dulal Bora,**

Respondent : **DGP, Assam**

Date of hearing : **19-02-2016**

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

O R D E R

The public authority represented by (1) Sri Prodeep Kr. Rajbongshi, Deputy Superintendent of Police, Assam Police Headquarters, Ulubari, Guwahati-7 and (2) Sri Paresh Borah, ASI, Assam Police Headquarters and are present. The petitioner Sri Dulal Bora is absent. However, he has sent an application dated 10-2-2016 praying for re-fixation of the date of hearing as he could not attend today's hearing due to some personal problems.

However, in view of large number of cases pending before this Commission the second appeal petition dated 6-6-2013 is taken up for consideration on merit ex-parte in the absence of the petitioner.

From perusal of the case records it is seen that the petitioner Sri Dulal Bora filed an RTI petition dated 25-2-2013 before the Director General of Police . By his RTI petition he wanted to know various aspects of the proceedings under Section 107 , without mentioning the relevant Act. However, going by the content of his RTI petition, it seems that he meant Section 107 of Cr.PC.

He also wanted to know what action will be taken against a person who was mentioned as an offender in his enclosed FIR dated 23-3-2013 filed before the Basistha Police Station.

From perusal of the case records it is seen that the RTI petition was transferred by Assam Police Headquarters to the Sr. Superintendent of Police vide letter dated 5th April, 2013.

The Deputy Commissioner of Police (Administration) and SPIO in the office of the Commissioner of Police, Guwahati has sent a written submission dated 18-2-2015 enclosing a copy of letter dated 18-4-2013 from the office of the then Sr. Suptdt. of Police, Guwahati addressed to Sri Dulal Bora, petitioner by which the applicant was given both the information sought for by the petitioner. The ground for the second appeal petition is because of late receipt of information beyond the stipulated period.

However, from the written submission dated 18-2-2016 of the Deputy Commissioner of Police (Administration) it is seen that the reply to the RTI petition dated 25-3-2013 was furnished to the petitioner on 18-4-2013 by post. The Post Office also shows the date of despatch being 18-4-2013

Therefore, the second appeal petition dated 6-6-2013 of the appellant is found to be without merit and hence, dismissed.

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

**Authenticated true copy.
Sd/-
Secretary & Registrar
Assam Information Commission**

Copy to:

1. Sri Prodeep Kr. Rajbongshi, Deputy Superintendent of Police, Assam Police Headquarters, Ulubari, Guwahati-7 for information.
2. Sri Dulal Bora, Koinadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the Website.
5. Office File.

**Secretary & Registrar
Assam Information Commission**