



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

Case No. : **KP(M)59/2014**
Complainant/ appellant : **Sri Dulal Bora**
Respondent : **I.G Prisons, Assam**
Date of hearing : **10-03-2016**
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 absent. The public authority is represented by (1) Sri Moni Baruah, DIG (H.Q) of Prisons, Guwahati and (2) Sri Narayan Kalita, Jr. Assistant.

In view of large number of cases pending before this Commission, the second appeal petition dated 25-9-2013 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 vide his RTI petition dated 12-8-2013 filed before the Inspector General of Prisons, Assam, requesting information about –

(a) the No. of Assistant Jailors serving in different places of Assam at that point of time along with their names and photographs, particularly those working in Silchar Central Jail and,

(b) their tenure in the place of posting at that time of filing the RTI petition.

The public authority has made a written submission dated 9-3-2016 stating that Sri Dulal Bora's RTI petition dated 2-8-2013 was received in their office on 4-8-2013 and that part of the information was furnished to him vide their letter dated 29th August, 2013, stating that 81 numbers of Assistant Jailors were working in different Jails of Assam at that point of time. It was mentioned in the letter dated 29th August, 2013 that photographs of the Assistant Jailors cannot be given for reasons specified in Section-8(g) of the RTI Act, 2005, as recorded in relevant file Note Sheet.

This Commission does not agree with the reason given by the SPIO of I.G, Prisons for not giving the photographs, that disclosure of the photographs will endanger the life and physical safety of the Assistant Jailors.

This Commission, however, is of the view that normally one copy of the photograph of Govt. employees are kept in their personal files and it is not possible for the appointing authority to part with such photographs from their personal files.

This Commission, therefore, directs the SPIO of the office of I.G, Prisons, Assam to allow the petitioner to inspect the relevant office records and other relevant documents about names of Assistant Jailors working in different places of Assam, their length of tenure and posts at that point of time and the petitioner may be allowed to take notes and also photo copies free of cost up to **20 pages** and thereafter on payment of Rs. 2/- for every additional page of photo copy.

As regards the photographs of the Assistant Jailors, the petitioner may be shown the photographs as available in office records.

The inspection of records and documents be completed **within 15 days** from the date of receipt of this order.

With the above order, the second appeal petition dated 26-10-2013 is disposed of.

Sd/-
(H. S. Das)
Chief Information Commissioner, Assam
Panjabari, Guwahati-37

Authenticated true copy.
Sd/-
Registrar
Assam Information Commission

MemoNo.SIC/KP(M)59/2014/ -A

Dated 10-3-2016

1. Sri Moni Baruah, DIG (H.Q) of Prisons, Guwahati 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.

Registrar
Assam Information Commission