



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

Case No. : SIC/NGN.3/2014  
Complainant : Sri Raj Kumar Chauhan.  
Respondent : The SPIO, Joint Director of Health Services, Nagaon  
Date of hearing : 07.04.2016  
Complaint heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
07.04.2016

The SPIO absent. However, a Written Statement dated 05.04.2016 received from JDHS, Nagaon which is taken on record.

The Complainant also absent. He had however, sent an email today in connection with hearing of another case *i.e.* SIC/NGN/5/2014 submitting that he was unable to attend today's hearing on account of illness in his family.

Perused the aforementioned W/S. It has been submitted that the replies to the RTI Application dated 07.08.2013 had been sent to the Petitioner by ordinary post through letter no. 5712 dated 25.05.2015 after he had taken over charge as JDHS, Nagaon. Enclosing a set of the documents with the W/S, the JDHS has stated that another set has also sent to the Petitioner by speed post.

It is seen that the Complainant had filed his Complaint dated 29.11.2013 after he failed to receive the information he had sought through his in terms of his RTI Application dated 07.08.2013 and response to his First Appeal dated 22.10.2013. It is seen that First Appeal had been filed with the D.C., Nagaon and same was transferred to JDHS, Nagaon, the latter being the appropriate First Appellate Authority.

From the facts brought out above, it is seen that the information had been furnished to the Complainant subsequent to his filling of the Complaint and there is a likelihood of his having received the information and that the same was sent to him a second time in May, 2015. Considering that the First Appeal filed by the Complainant does not appear to have been disposed of, the Commission hereby orders that the JDHS, Nagaon shall, in the capacity of First Appellate Authority, consider and dispose of the First Appeal, with a speaking order, within a period of 15 days of receipt of this order.

With this, the Complaint case is disposed of.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar

Assam Information Commission

Memo No. SIC/ NGN.3/2014/ -A

Dtd. 07.04.2016

Copy to:

1. The SPIO, office of the Joint Director, Health Services, Nagaon, P.O.- Nagaon, Dist- Nagaon, Assam, Pin- 782001 for information and necessary action.
2. The First Appellate Authority/Joint Director, Health Services, Nagaon, P.O.- Nagaon, Dist- Nagaon, Assam, Pin- 782001 for information and necessary action.
3. Sri Raj Kumar Chouhan, Vill- Uttar Bidyanagar, P.O.- Hojai, Dist- Nagaon, Assam, Pin- 782435 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Registrar  
Assam Information Commission