

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

Case No. : SIC/HLK.60/2013
Appellate : Sri Sandip Dey Choudhury
Respondent : The SPIO, O/o the Joint Director, Health Services, Hailakandi
Date of hearing : 24.05.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
24.05.2016

The petitioner Sri Sandip Dey Choudhury is absent without any intimation.

The Public Authority is represented by Dr. Umesh Phangcho, Joint Director, Health & Family Welfare Department, Hailakandi.

In view of large number of cases pending before the Commission, the instant case is taken up for hearing *ex parte* based on record.

On perusal of records, it appears that the Commission vide order dated 27.10.2015 passed an *ex parte* order as the appellant was absent that the Joint Director, Health Services being the First Appellate Authority (FAA) will consider the First Appeal, if necessary by holding a hearing of the PIO and the appellant and dispose of the appeal case by issuing a speaking order after determining the merit of the appeal within 21 days of receipt of the order.

The then Joint Director, Health Services vide letter dated 10.12.2015 enclosed the information received from Dr. R.C. Dwivedy, SDM & HO, Kalinagar PHE, i/c Joint Director during that period. Sri Dwivedy vide letter dated 05.12.2015 informed that he had requested Sri Sandip Dey Choudhury to attend the hearing of the PIO and appellant on 01.12.2015 at the office of the Joint Director, Health Services, Hailakandi. He has stated that Sri Sandip Dey Choudhury attended the hearing but did not co-operate and refused to sign his attendance. On repeated request also he did not specify the information he needed and left the office with an unpleasant attitude and behavior.

It appears that Sri Sandip Dey Choudhury had not appeared for the hearing today without any intimation and do not seem to be interested in receiving any further information. In view of the facts and circumstances stated above, the Second Appeal petition dated 23.10.2013 is dropped.

Sd/-
Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Deputy Registrar
Assam Information Commission

Memo No. SIC/HLK.60/2013/24 -A

Dtd. 24.05.2016

Copy to:

1. The SPIO, Office of the Joint Director, Health Services, Hailakandi, Assam for information.
2. The First Appellate Authority/Joint Director, Health Services, Hailakandi, Assam for information.
3. Sri Sandip Dey Choudhury, S/o Late Sunil Dey Choudhury, Vill- Kalinagar-III, PO- Kalinagar, Dist- Hailakandi, Assam, Pin-788801 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission