



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

Case No. : **KP(M) .520/2014**

Complainant/ appellant : **Sri Pradip Kalita**

Respondent : **Assam State Commission for Protection of Child Rights**

Date of hearing : **11-7-2016**

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

O R D E R

The petitioner Sri Pradip Kalita is absent. However, he has authorized Sri Dhiren Baishya to be present at the time of hearing today on his behalf. The public authority is represented by:- (1) Smti Leena Das, Member Secretary, Assam State Commission for Protection of Child Rights, and (2) Sri Rajiv Kr. Jha, Technical Consultant, of the same office.

The second appeal petition dated 10-9-2014 is taken up for hearing in presence of both the parties in pursuance of this Commission's earlier order dated 15-6-2016.

The Member Secretary, Assam State Commission for Protection of Child Rights have submitted a written statement dated 5th July, 2016 stating that –

- (1) She was unaware of the RTI petition of Sri Pradip Kalita, as this was not brought to her notice by any staff of the Commission.;
- (2) On receipt of this Commission's notice dated 4th June, 2016 she came to know about the RTI petition dated 14-6-2014 of Sri Pradip Kalita and transferred the same on 10th June, 2016 to (a) the Member Secretary, State Child Protection Society, Assam , and (b) Labour Commissioner, Govt. of Assam;
- (3) She has cited other official engagements for her inability to attend hearing of this Commission on 15-6-2016.

In view of the above, this Commission passes the following orders:-

- a) She should inquire into the matter of not taking any action on the RTI petition dated 14-6-2014, fix responsibility and take appropriate departmental action against the employees found guilty and inform this Commission about the action taken, within 45 days from the date of receipt of this order.
- b) The Member Secretary, Assam State Commission for Protection of Child Rights has furnished a copy of her letter dated 8th July, 2016 addressed to Sri Pradip Kalita, enclosing a letter dated 1st July, 2016 from the Member Secretary to State Child Protection Society , Assam, giving the required information in respect of Point No. 1 & 2 of the RTI petition. The representative of the petitioner Sri Pradip Kalita submitted that they have not yet received the above mentioned communication dated 8th July, 2016. This Commission directed the respondent to give a copy of the information in respect of 1 & 2 of the RTI petition to the petitioner's representative today.
- c) The respondent has also furnished a copy of letter dated 24th June, 2016 from the Deputy Commissioner, Labour, Assam addressed to all Assistant Labour Commissioners and all Labour Officers requesting them to furnish the required information to the petitioner, directly. Since the number of holders of the information, i.e. all Assistant Labour Commissioners and all Labour Officers are many, the petitioner is directed to take up separately with them.

- d) As regards absence of the Members Secretary of Assam State Commission for Protection of Child Rights, on the last day of hearing i.e., on 15-6-2016, this Commission accepts her written explanation with the observation that in future, such lapses should be avoided.

With the above order the second appeal petition dated 10-9-2014 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)520/2014/9-A

Dated. 11-7-2016

Copy to:

1. Smti Leena Das, Member Secretary, Assam State Commission for Protection of Child Rights, Jaya Nagar, 6th Mile, Guwahati-22 for information & necessary action, as above.
2. Pradip Kalita, Lord Enclave, Lakhimi Nagar, Hatigaon, Guwahati -38 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission