

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

Case No. : SIC/TSK.28/2016
Appellant : Sri Tapan Gogoi.
Respondent : The SPIO, O/o A.D.C. (Personnel), Morigaon
Date of hearing : 20.07.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
20.07.2016

The petitioner Sri Tapan Gogoi is present.

The Public Authority is represented by Smt. Puspanjali Das, Dist. Development Commissioner, Morigaon assisted by Sri Tushar Singha Raja, Jr. Asstt, office of the D.C. Morigaon.

The petitioner stated during the hearing that his father had expired on 31.08.2009 and thereafter he had applied for compassionate appointment within 30 days from the death of his father but he could not produce any record in this regard. He also stated that he had submitted another application for compassionate appointment on 28.11.2012 but not in the prescribed format. He stated that he however submitted an application for compassionate appointment in the prescribed format on 18.11.2014 which was received by the office of the ESI on 21.03.2015.

The PIO & Addl. Deputy Commissioner, Morigaon has submitted a written statement dated 19.07.2016. On perusal of the written statement, it appears that no annexure mentioned was enclosed. However, a copy of the information furnished to the petitioner vide letter dated 06.02.2016 has been enclosed wherein it was mentioned that the Administrative Medical Officer, Guwahati or the Insurance Medical Officer i/c ESI Scheme Dispensary, Jagiroad did not submit proposal in this regard and that the Administrative Medical Officer, ESI Scheme, Guwahati was requested vide letter dated 27.01.2016 to submit particulars along with up-to-date vacancy position.

On perusal of case records, it appears that no action was taken on the Appeal petition dated 12.01.2016 filed by the petitioner before the D.C. Morigaon which was received by the office of the D.C. Morigaon on 19.01.2016. The Commission therefore remands the matter to the First Appellate Authority *i.e.* D.C. Morigaon for hearing and disposal of the same with a speaking order within a period of 30 days from the date of receipt of this order.

With the above direction, the Second Appeal petition dated 28.03.2016 is hereby disposed of.

Sd/-

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

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/TSK.28/2016/15-A

Dtd. 20.07.2016

Copy to:

1. The SPIO, office of the Addl. Deputy Commissioner (Personnel), Dist-Morigaon, Assam, Pin-782105 for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner (Personnel), Dist-Morigaon, Assam, Pin-782105 for information.
3. Sri Tapan Gogoi, No.1. Namdang Gaon, PO- Borgolai, Dist- Tinsukia, Assam, Pin-786181 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission