



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

Case No. : SIC/BGS.14/2016
Appellant : Sri A.K. Rakshit
Respondent : The SPIO, O/o the Director of Social Welfare, Uzanbazar
Date of hearing : 29.08.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R

29.08.2016

The RTI applicant Sri A.K. Rakshit is present accompanied by the petitioner Smt. Anima Pathak, Sri Ajit Das and Sri Dimbeswar Kalita.

The Public Authority is represented by Sri Prabir Kumar Chakravarty, Dy Director & i/c SPIO, office of the Director, Social Welfare.

The Joint Director, & i/c SPIO, Directorate of Social Welfare Department has submitted a written statement dated 29.08.2016 that the original RTI petition dated 19.10.2015 could not be traced out and he has received the same attached with the notice of the Commission dated 03.08.2016 which was received on 11.08.2016 and on receipt of the same he had forwarded the RTI petition to the Finance and Accounts Officer and the Programme Officer-II of the Directorate to take up the matter and furnish the information to him vide letter dated 20.08.2016. The Finance and Accounts Officer of the Directorate of Social Welfare vide letter dated 23.08.2016 requested the CDPO, Tamulpur ICDS project to submit the proposal for sanction of the Leave Encashment in view of unutilized Earned Leave due to Lt. Haripad Pathak, Peon, office of the CDPO, Tamulpur ICDS project who expired on 27.12.2003 along with original service book, list pay certificate, leave action statement, etc. for sanction of Leave Encashment.

Sri A.K. Rakshit, the RTI applicant stated that the petitioner was deprived of Leave Encashment and payment of provisional pension and provisional gratuity under Rule 22 (1) of the Assam Service (Pension) Rule, 1969. As such to mitigate pecuniary trouble faced by the petitioner, the Public Authority should take steps for finalization of the pension case and all other dues.

The Commission directs the SPIO, office of the Director, Social Welfare to furnish the information to the petitioner on action taken on Smt. Anima Pathak's entitlement within 10 days from the date of receipt of this order.

With the above direction, the Second Appeal petition dated 29.02.2016 is disposed of. The petitioner shall be at liberty to submit a complaint of non-compliance in case he/she is not satisfied with the action taken in accordance with this order.

Sd/-

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

Authenticated true copy

Sd/-

Deputy Registrar
Assam Information Commission

Copy to:

1. The SPIO, office of the Director of Social Welfare Department, M.G. Road, Uzanbazar, Guwahati-781001 for information and necessary action.
2. The First Appellate Authority/Director of Social Welfare Department, M.G. Road, Uzanbazar, Guwahati-781001 for information.
3. Sri A.K. Rakshit, Law Secretary, Advisory Board, AGSS, Barama, Dist- Baksa, Assam, Pin-781346 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar

Assam Information Commission