

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

Case No. : **KP(M) 520/16**

Complainant/ appellant : **Sri Joydeb Das**

Respondent : **Director of Health Services**

Date of hearing : **07-9-2016**

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

O R D E R

The petitioner Sri Joydeb Das is present. The public authority is represented by :- (1) Dr. Rajeeb Kr. Sharma, SPIO and Additional Director of Health Services, Hengrabari, Guwahati, (2) Sri Bijoy Sarma, Junior Assistant of the same office, and (3) Sri Amarjyoti Das, Jr. Assistant, of the same office.

The complaint petition dated 27-5-2016 with reference to the RTI petition dated 26-12-2014 is taken up for hearing in presence of both the parties.

The SPIO has made a written statement dated 6-9-2016 with a copy to the petitioner requesting him to visit his office for inspection of documents. His written statement is entered into the case records.

From perusal of the case records, it is seen that the petitioner's RTI petition dated 26-12-2014 which was addressed to the PIO of the Health Department, Govt. of Assam was transferred to the Director, Health Services, vide letter dated 7th January, 2015. The Joint Director and SPIO of the Directorate of Health Services furnished the information to the petitioner vide letter dated 31-3-2015. The enclosures with the letter was another letter dated 25-3-2015 from the Sr. FAO of the Directorate of Health Services to the SPIO stating that the information sought for involves a huge quantity of documents and that photo copying the same will involve a large amount of money.

Thereafter no further action was taken by the SPIO. Meanwhile the petitioner filed his first appeal petition dated 6-5-2015 before the First Appellate Authority of the Health department. This was again transferred by the Health Department vide letter dated 29th May, 2015 to the First Appellate Authority of the Directorate of Health Services. There is no record to show that the first appeal petition was heard by the Director of Health Services. Getting no response from either the Health Department or the Director of Health Services, the petitioner filed a complaint petition dated 27-5-2016 before this Commission.

The petitioner submitted that he is still interested in getting the information and made a written prayer to convert his complaint petition dated 27-5-2016 with reference to his RTI petition dated 26-12-2014 relating to procurement of insecticide treated mosquito bed nets for 10 years beginning from 2003 into a second appeal petition under Section 19 of the RTI Act, 2005. His prayer is granted.

The SPIO of the Health Department brought a huge volume of records containing the required information.

This Commission, therefore, directs the SPIO of the Directorate of Health Services to allow the petitioner to inspect the relevant records and documents with reference to his RTI petition dated 26-12-2014, during office hours on any working day within 15 days from the date of receipt of this order and also allow him to take notes and photocopies of required admissible documents free of cost up to 25 pages and thereafter on payment of Rs. 2/- for every additional page of photo copy.

With the above order the converted second appeal petition 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)/520/16/18-A

Dated.07-09-2016

Copy to:

1. Dr. Rajeeb Kr. Sharma, SPIO and Additional Director of Health Services, Hengrabari, Guwahati, for information and necessary action.
2. Sri Joydeb Das S/O Late Karunamoy Das, House No-16. Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil , Guwahati- 781 025 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar
Assam Information Commission**

