

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

Case No. : **KP(M).412/2016**

Complainant/ appellant : **Sri Bipin Ch. Thakuria**

Respondent : **Environment and Forest Department.**

Date of hearing : **11-8-2016**

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

**O R D E R**

The petitioner Sri B.C.Thakuria is present. The public authority to be represented by the SPIO of the Environment and Forest Department is absent. However, the SPIO and Joint Secretary of Environment and Forest Department has submitted a written submission dated 9<sup>th</sup> August, 2016 stating that due to Assembly duty, the SPIO could not attend today's hearing and that the required information had already been sent to the petitioner vide letter No. FRM.211/2010/101 dated 27-10-2014. A copy of this letter was however not attached with the written statement. The petitioner provided a copy of the letter to this Commission today, which is entered into the case records. His prayer is granted.

From perusal of the case records it is seen that the informations against point No. 1,2 and 3 of the petitioner's RTI petition dated 7-7-2014 were furnished to him and he also deposed before this Commission that he was satisfied with the same.

Regarding the informations against point Nos. 4,5,6 and 7 of the RTI petition, the Deputy Secretary and SPIO informed the petitioner that the information sought for is not available in the Department and hence could not be forwarded.

After examination of the information sought for by the petitioner, this Commission directs the SPIO of Environment and Forest Department to furnish the following information to the petitioner within 15 days from the date of receipt of this order, mentioned below against point No. of the RTI petition :-

Point No. 4: - The number and names of officers who did not comply with the transfer orders mentioned at point No. -3 of the RTI petition, indicating the action taken or not taken against each one of them for non-compliance of the transfer orders, as alleged by the petitioner.

Point Nos . 5 & 6: – Copy of Notings and approval of Hon'ble Chief Minister, recorded reasons for the premature transfer of the petitioner before completion of 3 years.

Point No.-7: - This Commission is of the view that the Controlling Officer is within his rights to release the transferred officer after the transfer Notification is issued, and hence the petitioner's request for information on this point is rejected.

With the above order the second appeal petition dated 29-9-2014 is disposed of .

**Sd/-  
(H. S. Das)**

**State Information Commissioner, Assam  
Panjabari, Guwahati**

**Authenticated true copy.**

**Sd/-  
Registrar  
Assam Information Commission**

**Memo No.SIC/ KP(M).412/2016/12-A**

**Dated.11-8-2016**

**Copy to:**

1. SPIO of the Office of the Environment and Forest Department, Dispur, Guwahati-6 for information and necessary action as ordered above.
2. Sri B.C.Thakuria, 12 1<sup>st</sup> Floor, I.G Road, Guwahati- 781 009 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar  
Assam Information Commission**