



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : KP(M)1295/2017
Complainant/ Appellant : Sri Dual Bora
Respondent : C. M's Secretariat
Date of Hearing : 21.02.2018
Complaint/ Second appeal heard by : Shri H. S. Das, IAS (Retd)
State Chief Information Commissioner, Assam

O R D E R
21.02.2018

1. The petitioner Sri Dulal Bora is present. The public authority is represented by Niranjana Bora, Under Secretary and SPIO of Assam Chief Minister's Secretariat, accompanied by Sri Prabal Jyoti Medhi, Sr. Administrative Assistant of C.M's Secretariat.

2. The second appeal petition dated 27-6-2017 is taken up for hearing in presence of both the parties.

3. From perusal of the case records, it is seen that the petitioner filed a complaint petition dated 13-2-2016 before the Additional Chief Secretary of Chief Minister, Assam complaining about continuance in the same post for more than 3 years by Smti Alekajam Alam. Supervisor of Beltola (U) ICDS Project

4. Thereafter he filed an RTI petition dated 17-8-2016 before the SPIO of Chief Minister's Secretariat seeking the following informations :-

- (a) The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 13-2-2016 and name of the Inquiry Officer with his designation ;
- (b) names and addresses of the persons mentioned in the complaint petition dated 13-2--2016, and
- (c) photo copy of inquiring report submitted by the Inquiry Officer to his higher authorities.

5. The SPIO of C.M's Secretariat has submitted a written statement dated NIL stating that the original complaint petition dated 13-2-2016 was forwarded to the Commissioner & Secretary, Social Welfare Department for necessary action vide C.M Secretariat letter dated February 18, 2016 . The petitioner Sri Dulal Bora was informed of this vide C.M Secretariat letter dated 20th October, 2016

6. The onus of furnishing the sought for information lies with the SPIO of Social Welfare Department. The petitioner Sri Dulal Bora should, therefore, file his first appeal petition before the First Appellate Authority of the Social Welfare Department instead of C.M Secretariat if he desires he may do so even now within a period of 30 days from the date of receipt of this order.

7.. The second appeal petition dated 27-6-2017 is accordingly disposed of.

(H. S. Das)
State Chief Information Commissioner,
Assam

Authenticated true copy

Registrar
Assam Information Commission

Memo No SIC/ KP(M)1295/2017. A

Dated 21.02.2018

Copy to:-

- 1) Sri Niranjan Bora, Under Secretary and SPIO of Assam Chief Minister's Secretariat, Dispur, Guwahati-6 for information and necessary action.
- 2) Sri Dulal Bora, Koinadhara Tiniali, House No-118, Khanapara, Guwahati-22 for information and necessary action
- 3) Computer Section for uploading in the Website.
- 4) Office file.
- 5) Order Book.

Registrar
Assam Information Commission.