



OFFICE OF THE

ASSAM INFORMATION COMMISSION**JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : KP(M)825/2017
Complainant/ Appellant : Dr. Jiten Patowary
Respondent : Health & F.W Department,
Date of Hearing : 26.02.2018
Complaint/ Second appeal heard by : Shri H. S. Das, IAS (Retd)
State Chief Information Commissioner, Assam

O R D E R
26.02.2018

The petitioner Dr. Jiten Patowary is absent. However, by a written communication dated 26-2-2018 he has authorized his wife Dr. Phulmati Mazumdar Patowary to attend the hearing today on his behalf. His authorization is accepted. The public authority to be represented by the SPIO of Assam Medical College and Hospital, Dibrugarh, is absent without any information.

The petitioner submitted that the Superintendent of Assam Medical College and Hospital, Dibrugarh, furnished a copy of the full audit verification report from 1-12-1999 to 31-8-2001 to the petitioner in compliance with this Commission's order dated 24-10-2017.

The authorized representative of the petitioner submitted in writing that since the relevant audit report have been received, they are no longer interested to pursue point No. 7 and 8 of the RTI petition.

The subsequent petition dated 18-1-2018 submitted by the petitioner Dr. Jiten Patowary states that pursuant to this Commission's order dated 24-10-2017 the petitioner wrote to the Principal Secretary, Health & F.W. Department, Govt. of Assam, Dispur on 25-10-2017 regarding release of his Gratuity and other pensionary benefits. This was followed by a reminder dated 11-12-2017. The petitioner stated that till date no response has been received from the Principal Secretary, Health & F.W Department.

This Commission takes the view that in view of the informations already furnished to be petitioner in response to his RTI petition dated 16-2-2017 and the petitioner's submission that he is no longer interested to pursue point Nos. 7 & 8 of the RTI petition there seems to be no further cause of action so far as the second appeal petition dated 4-9-2017 with reference to the RTI petition dated 16-2-2017 is concerned. However, if the petitioner wants to know the action taken and the present status of his prayers dated 25-10-2017 followed by reminder dated 11-12-2017 before the Principal Secretary, Health & FW Department regarding release of his gratuity and pensionary benefits, he may submit a fresh RTI application before the SPIO of the Department seeking those informations,

followed by a first appeal petition , if necessary, after expiry of 30 days and finally second appeal petition before this Commission, if necessary, after expiry of the stipulated time period , as prescribed under the relevant sub-sections of Section 19 of the RTI Act,.2005.

With the above order the second appeal petition dated 4-9-2017 is disposed of.

**Sd/-
(H. S. Das)
State Chief Information Commissioner,
Assam**

Authenticated true copy

**Sd/-
Registrar
Assam Information Commission**

Memo No SIC/ KP(M). 825/2017 A

Dated 26.02.2018

Copy to:-

- 1) SPIO of Assam Medical College and Hospital , Dibrugarh for information.
- 2) Dr. Jiten :Patowary, Retd. Professor of Nephrology, 301 Meghmallar, House, F.C. Road, Uzanbazar, Guwahati-1 for information and necessary action as ordered above.
- 3) Computer Section for uploading in the Website.
- 5) Office file.
- 6) Order Book.

**Registrar
Assam Information Commission.**