



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

Case No. : KP(M).984/2017  
Complainant/ Appellant : Shri Dulal Bora  
Respondent : Home Department, Govt. of Assam, Dispur  
Date of hearing : 13.3.2018  
Complaint/ Second : Shri H. S. Das, IAS (Rtd)  
Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**

13.3.18

1. The petitioner Shri Dulal Bora is present. The public authority i.e. of Home & Political Department is represented by Shri Naren Ch. Basumatary, Joint Secretary & SPIO accompanied by Shri R.P.D. Purkayastha, Sr. Administrative Assistant of the department. The second appeal petition dated 24.7.17 is taken up for further consideration in pursuance of this Commission's earlier orders dated 15.12.17 and 12.2.18.

2. The SPIO of Director General of Police's office submitted a written statement dated 12.2.18 stating that the transferred RTI petition of Shri Dulal Bora was again transferred to the Deputy Commissioner of Police ( Admin) and SPIO of the office of the Commissioner of Police, Guwahati vide letter dated 10<sup>th</sup> April, 2017 with copy to Shri Dulal Bora. On the other hand the Superintendent of Police, SB (Z) Assam Police vide letter dated 8<sup>th</sup> March, 2018 informed the SPIO of Home & Political Department that Special Branch of Assam Police is exempted from the RTI Act, 2005 and that reply has already been furnished by the SPIO of Commissioner of Police, Guwahati to Shri Dulal Bora vide memo no. DCP/RTI/171-17/602 dated 28.3.17, copy of which is not available with the case records.

3. This Commission observes that the SPIO of Addl. DGP, CID has not obeyed the directions given by the Home & Political Department vide letter dated 28.2.2018. **This appears to be negligence of duty on the part of the SPIO of the office of the Addl. Director General of Police, CID.**

4. In view of the above, the SPIO of the office of the Addl. DGP, CID and DCP (Admin) of the Commissionerate of Police, Guwahati are directed to furnish the sought for informations, against point no. 3(i) and 3(iii) of this Commission's earlier order dated 15.12.17 to the petitioner within 15 days from the date of receipt of this order.

**Fix 12.30 PM on 17.4.2018 next date for review of compliance.**

**Enclose copy of order dated 15.12.17 to both the SPIOs for their appearance.**

Sd/-  
(H. S. Das)  
Chief Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-  
Registrar  
Assam Information Commission

Memo No. SIC/KP(M).984/2017/

Dated. 13.3.2018

- Copy to:
1. The Joint Secretary & SPIO of Home & Political Department, Govt. of Assam, Dispur, Guwahati-6 for information and necessary action.
  2. The SPIO of Addl. Director General of Police, CID, Rupnagar, Guwahati-5 for information and necessary action.
  3. The Deputy Commissioner of Police (Admin), Guwahati, Panbazar, Guwahati-1 for information and necessary action.
  4. Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
  5. Computer Section for uploading in the Website.
  6. Office File.
  7. Order Book.

Registrar  
Assam Information Commission