



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

Case No. : KP(M).19/2018
Complainant/ Appellant : Shri Dulal Bora
Respondent : Chief Minister's Secretariat, Govt. of Assam, Dispur
Date of hearing : 03.4.2018
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

03.4.18

1. The petitioner Shri Dulal Bora is present. The public authority is represented by Shri Nirajan Bora, Under Secretary and SPIO of Chief Minister's Secretariat (CMS), Assam accompanied by Shri Probal Jyoti Medhi, Sr. Administrative Assistant of CMS. The second appeal petition dated 3.7.17 is taken up for hearing in presence of both the parties with reference to the petitioner's RTI petition dated 13.8.16

2. From perusal of the case records it is seen that the petitioner originally filed a complaint petition dated 21.11.15 before the Hon'ble Chief Minister of Assam against Shri Achinta Sen, the then M.V.I., Nagaon. He followed up the complaint petition vide RTI petition dated 13.8.16 addressed to the Public Information Officer of the office of the Chief Minister's Secretariat (CMS) seeking the following informations:-

- (a) The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 21.11.15 and names of the Inquiry Officer with his designation;
- (b) names and addresses of the persons mentioned in the complaint petition dated 21.11.15, and
- (c) photo copy of inquiry report submitted by the Inquiry Officer to his higher authorities.

3. Thereafter he filed first appeal petition dated 22.5.17 and second appeal petition dated 3.7.17.

4. The SPIO and Under Secretary of the CMS has submitted a written statement dated 03.4.18 stating that the complaint petition dated 21.11.15 was forwarded to the Addl. Chief Secretary to the Government of Assam, Transport Department vide letter no. CMS.111/2015/231 dated 05.1.2016 with copy to the applicant. Subsequently, the RTI petition was also transferred to the SPIO of Transport Department vide letter dated 29.3.2018.

5. The petitioner deposed orally that he has not received any information from the SPIO of Transport Department till date. The SPIO of Transport Department is therefore, directed to inform the petitioner within 30 days from the date of receipt of this order whether they have taken any action or ordered any inquiry against the complaint petition and if so, furnish the specific information to the petitioner against paragraph 2(a) and 2(c) above. Since the name of the persons against whom allegations have been levelled

are mentioned in the complaint petition itself, any reply to paragraph (b) above is not considered necessary.

With the above order the second appeal petition dated 3.7.17 is disposed of.

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

Authenticated true copy.

Sd/-
Registrar i/c
Assam Information Commission

Memo No. SIC/KP(M).19/2018/

Dated. 03.4.2018

Copy to:

1. The SPIO of Chief Minister's Secretariat, Govt. of Assam, Dispur, Guwahati-6 for information.
2. The SPIO of Transport Department, Govt. of Assam, Dispur, Guwahati-6 for information and necessary action.
3. Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Registrar i/c
Assam Information Commission