

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

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Case No. : SIC/KP(M) 1006/2017

Appellant : Shri Dulal Bora

Respondent : The SPIO, Health & Family Welfare Deptt., Dispur, Guwahati -6

Date of hearing : 07-03-2018

Second Appeal heard by : Nilufer Alam Hazarika, IAS(Retd.)  
State Information Commissioner, Assam

**O R D E R****07- 03-2018**

The Petitioner Shri Dulal Bora has sent an e-mail that he will not be able to attend the hearing today due to hearing fixed in C.J.M Court and has requested for postponement of the date of hearing.

The SPIO, Chief Secretary's office has authorized Ms. Smita Misra to attend the RTI hearing on her behalf as she is on sick leave. She has requested the Commission vide letter dated 7<sup>th</sup> March, 2018 to furnish the Appeal petition dated 24-7-2017 relating to the RTI application dated 9-8-2016 for furnishing the action taken report. The Commission therefore directs the diarist to furnish a copy of the same.

Shri A.S.A. Barbhuyia, the SPIO & Dy. Secretary to the Govt. of Assam, Health and Family Welfare Department is present and has submitted a written statement dt. 7-1-2018 enclosing a copy of the order passed by the Appellate Authority in relation to the 1<sup>st</sup> Appeal petition submitted by Shri Dulal Bora dated 16-5-2017. He has enclosed a copy of the letter dated 18-10-2016 addressed to Sri Dulal Bora enclosing a copy of the explanation furnished by Director of AYUSH. The SPIO present orally submitted that another RTI petition on the same date was submitted by the same Petitioner Sri Dulal Bora, on the same subject and registered as Case No. SIC/KP(M) 1007/2017, fixed for hearing today.

In view of the absence of the Petitioner it could not be ascertained whether the Petitioner had received the information. The Commission therefore directs the Public Authority to furnish a copy of the letter dt. 18-10-2016 along with enclosure addressed to the Petitioner within 10 days from the date of receipt of this order.

With the above direction the 2<sup>nd</sup> Appeal petition filed by Sri Dulal Bora in Case No. SIC/KP(M) 1006/2017 is disposed of. As the subject matter of the Complaint/RTI petition filed in both the cases No. SIC/KP(M) 1006/2017 & SIC/KP(M) 1007/2017 are same, the Case No. SIC/KP(M) 1007/2017 be filed. A copy of this order be kept in file No. SIC/KP(M) 1007/2017 for record.

Sd/-

( Nilufer Alam Hazarika, IAS(Retd.)  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar

Assam State Information Commission

**Memo No. SIC/KP (M) 1006/2017 /15-A**

**Dtd. 07-03-2017**

**Copy to:**

1. The SPIO, Health & Family Welfare Deptt., Dispur, Guwahati -6, Assam for information and necessary action.
2. The First Appellate Authority/ Office of the Chief Secretary, Govt. of Assam, Assam Sachibalaya, Dispur, Guwahati – 6, Assam for information and necessary action.
3. The Petitioner Shri Dulal Bora, Kainadhara Tiniali, H/No. 118, Khanapara, Dist. Kamrup (M), Guwahati - 22, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam State Information Commission