



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

Case No. : KP(M).352/2018
Complainant/ Appellant : Sri Sabah -Al -Zarid
Respondent : SPIO and Deputy Commissioner of Police of the
office of the Commissioner of Police, Guwahati city.
Date of hearing : 7.6.2018
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

7.6.18

1. The petitioner Sri Sabah-Al-Zarid is present. The public authority is represented by Sri Sujit Kr. Deb, ASI of Police from the Commissionerate of Police, Guwahati city.
2. The petitioner Sri Sabah-Al-Zarid deposed before this Commission with a prayer that he is still interested in getting the informations sought for by him vide his RTI petition dated 8.1.18 and therefore, he wanted to convert his complaint petition dated 11.4.18 into a second appeal petition. His prayer is granted and the complaint petition dated 11.4.18 is taken up for hearing in presence of both the parties as a second appeal petition.
3. From perusal of the case records it is seen that the petitioner sought two sets of information:- (i) whether Sri Khira Kanta Bora, Sub-Inspector of Police, Traffic Branch, Panbazar faced any disciplinary proceedings during his service period and (ii) when and on how many occasions was Sub-Inspector Sri Khira Kanta Bora suspended. In course of today's hearing the petitioner submitted that the present designation of Sri Khira Kanta Bora is Inspector of Police, Traffic Branch, Panbazar Police Station on deputation from CID organization. The ASI, Sri Sujit Kr. Deb who is present today also agreed with this.
4. The SPIO and Deputy Commissioner of Police (Admin), Panbazar, Guwahati city sent a written statement dated 6.6.18 stating that the original letter dated 11.1.18 containing RTI application, by which Assam Police Headquarters, Ulubari transferred the RTI petition to the Commissionerate of Police was not received in the Commissionerate. However, a subsequent reminder was received by UBC/1737 Sri Naba Sarma on 9.3.2018. But the said UBC/1737 Sri Naba Sarma did not take any action on the basis of the reminder or brought it to the notice of the superior authority. It has been mentioned in the WS that his written explanation has been called for taking necessary disciplinary action against him. It has also been mentioned that since Sri Khira Kanta Bora has been deputed from

the CID organization, therefore, vide memo dated 2.6.18 the RTI application along with relevant documents has been transferred to the CID organization.

5. From the above, it appears that the reply to the RTI petition has to be provided by the SPIO of State CID organization. The SPIO of State CID organization, Assam, Ulubari, Guwahati is therefore, directed to furnish the sought for informations, which are admissible under the RTI Act, 2005, to the petitioner within 15 days from the date of receipt of this order. If necessary, the SPIO of CID organization will take necessary assistance from the concerned officials of Director General of Police, Assam u/s 5(5) of the RTI Act, 2005.

With the above order, the second appeal petition dated 11.4.18 is disposed of.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KP(M).352/2018/

Dated. 7.6.2018

Copy to:

1. The Deputy Commissioner of Police & SPIO of the office of the Commissionerate of Police, Guwahati City, Panbazar, Guwahati-1 for information.
2. The SPIO of the CID organization, Assam, Ulubari, Guwahati-7 for information and necessary action.
3. Sri Sabah-Al-Zarid, 5, GNB Road, Panbazar, Guwahati-1 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Registrar
Assam Information Commission