



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

Case No. : KP(M).194/2018  
Complainant/ Appellant : Shri Dulal Bora  
Respondent : Home Department, Govt. of Assam, Dispur, Guwahati-6  
Date of hearing : 9.5.2018  
Complaint/ Second : Shri H. S. Das, IAS (Rtd)  
Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**

9.5.18

The petitioner Shri Dulal Bora is present. The Joint Secretary and SPIO Shri Naren Ch. Basumatary of Home and Political Department is also present. The second appeal petition dated 24.7.17 was taken up for hearing in presence of both the parties.

2. From perusal of the case records it is seen that the petitioner filed a complaint petition dated 1.7.18 before the Chief Secretary, Govt. of Assam. In his complaint petition he alleged involvement of two (2) Police Officers in disappearance of some hidden treasure, which was reportedly found in a temple at Rani area near Guwahati. He followed up his complaint petition by an RTI petition dated 30.7.16 and thereafter by first appeal petition dated 16.5.17 and second appeal petition dated 24.7.17, which is now under consideration before this Commission.

3. The SPIO of the office of the Chief Secretary, Govt. of Assam has sent a written statement dated 5.5.2018 stating that the above mentioned RTI petition as well as the first appeal petition dated 16.5.17 – both were transferred to the Home Department, Govt. of Assam. Her WS is entered into the case records.

4. The SPIO and Joint Secretary of Home and Political Department, Govt. of Assam has submitted a separate written statement dated 8.5.18 enclosing a copy of a letter dated 4<sup>th</sup> November, 2016 addressed to the petitioner Shri Dulal Bora informing him that the matter was under process at that time and hence no information could be provided as per provisions of the RTI Act. To this the petitioner submitted that he is not satisfied with the reply as no specific grounds for rejection of the information sought for by him with reference to section 8 or 9 of the RTI Act, 2005 have been given.

5. In view of the above, this Commission directs the SPIO of Home Department to inform the petitioner within 30 days from the date of receipt of this order whether any inquiry or case has been ordered or registered, if so, the name of the inquiry/investigating officer, particulars of the police case registered, if any, present status of the investigation or inquiry, and if any investigation or inquiry has been completed, then furnish a copy of the investigation or inquiry report to the petitioner, unless the SPIO is of the view that these informations or any part thereof cannot be furnished under any of the exemption clauses u/s 8 or 9 of the RTI Act, 2005.

**Fix 12.30 PM on 31.5.2018 for review of action taken.**

**Sd/-**

(H. S. Das)

Chief Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar  
Assam Information Commission

Memo No. SIC/KP(M).194/2018/

Dated. 9.5.2018

Copy to:

1. Shri N. C. Basumatary, ACS, Joint Secretary & SPIO of Home & Political Department, Govt. of Assam, Dispur, Guwahati-6 for information
2. Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar  
Assam Information Commission