



OFFICE OF THE

ASSAM INFORMATION COMMISSION

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Case No.	KP(M). 229/2018
Complainant/ Appellant	Sri Pranab Kr. Sarkar
Respondent	SPIO of Chief Minister's Office, Assam
Date of Hearing	05.06.2018
Complaint/ Second appeal heard by	Shri H. S. Das, IAS (Retd) State Chief Information Commissioner, Assam

O R D E R
05.06.2018

1. . The complainant Sri Pranab Kr. Sarkar is absent. The public authority, i.e., Chief Minister's Secretariat, is represented by Sri Niranjan Bora, Under Secretary and SPIO, and Sri Prabal Jyoti Medhi, Sr. Administrative Assistant of the C.M's Secretariat.

2. The complainant, however, has sent a written communication dated 1st June, 2018 stating that he has not received any reply or information from the SPIO of Chief Minister's Sectt.

3. He has made two prayers :-

- (a) A suitable order to the SPIO to furnish the sought for information , and
- (b) Penal action against the SPIO for his failure to provide the information within the stipulated time.

4. The complainant's written statement is entered into the case records.

5. The Under Secretary and SPIO of Chief Minister's Sectt. has also filed a written statement dated 5th June, 2018 which is also entered into the case records. In his W/S the SPIO has stated that Chief Minister's Secretariat received the complaint petition dated 23-11-2017 against the appointment of one Dr.Susanta Kr. Kashyap in the post of Controller of Examinations of Kumar Bhaskar Varma Sanskrit and Ancient Studies University, Nalbari, the post for which the complainant was also a candidate.

The written statement states that the above mentioned complaint petition dated 23-11-2017 was forwarded to the Principal Secretary to the Govt. of Assam,

Higher Education Department vide letter issue No. 1/900/2017 dated 29-11-2017 with a copy to the complainant. Similarly the RTI petition dated 5-2-2018 was also transferred by the SPIO of Chief Minister's Secretariat to the SPIO of Higher Education with a copy to the petitioner vide letter No. CMS.74/2017(RTI)/232 dated 22-02-2018 .

6. From the above, it appears that the SPIO of Chief Minister's Secretariat has taken necessary action from his end within the stipulated time period. The responsibility of furnishing the information, therefore, appears to lie with the SPIO of Higher Education, Govt. of Assam.

7. Since no notice was issued to the SPIO of Higher Education, he could not be heard today. In view of the absence of the complainant and his prayer for deferment of the date of hearing, fix 26th June, 2018 at 12.30 P.M. for next hearing.

8. Issue notices to (i) the SPIO of Chief Minister's Secretariat,(ii) SPIO, Higher Education Department and (iii) the complainant for their attendance on the next date of hearing.

9. The SPIO of Higher Education Department is also directed to submit a written statement on or before the next date of hearing about the actions taken by him on the RTI petition which was transferred to him by Chief Minister's Secretariat vide letter dated 22-02-2018 as mentioned above.

Sd/-

(H. S. Das)

**State Chief Information Commissioner,
Assam**

Authenticated true copy

Sd/-

Registrar i/c

Assam Information Commission

Memo No SIC/ KP(M). 229/2018/

A

Dated 05.06.2018

Copy to:-

- 1) Sri Niranjan Bora, ACS, SPIO and Under Secretary , Chief Minister's Secretariat, Dispur, Guwahati-6 for information.
- 2) SPIO of the Higher Education, Department, Assam, Dispur, Guwahati-6 for information and necessary action as ordered above.
- 3) Sri Pranab Kr.Sarkar, Golden Tower, Flat No- 302, Bagharbari Tiniali, Panjabari, Guwahati -781 037 for information .
- 4) Computer Section for uploading in the Website
- 5) Office file.
- 6) Order Book.**

Registrar i/c

Assam Information Commission.