



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No.	KP(M)1207/2017
Complainant/ Appellant	Sri Dulal Bora
Respondent	Chief Minister's office,
Date of Hearing	25.05.2018
Complaint/ Second appeal heard by	Shri H. S. Das, IAS (Retd) State Chief Information Commissioner, Assam

O R D E R
25.05.2018

1. . The petitioner Sri Dulal Bora as well as the public authority represented by Sri Niranjana Bora, Under Secretary and SPIO of Chief Minister's Secretariat, Assam accompanied by Sri Prabal Jyoti Medhi of C.M's Secretariat are present.
2. The second appeal petition dated 27-6-2017 read with the RTI petition dated 31-8-2016 and original complaint petition dated 4-12-2014 addressed to the Principal Secretary to Chief Minister, Assam are taken up for hearing in presence of both the parties.
3. In his original complaint petition dated 4-12-2014 the petitioner Sri Dulal Bora alleged about the evasive attitude of the concerned police authorities in investigating the unnatural death of an ACS officer Sri Manikut Pathak. By his complaint petition he requested an inquiry against the police officers.
4. The petitioner followed up his complaint petition by an RTI petition dated 31-8-2016 filed before the SPIO of C.M's Sectt. and a first appeal petition dated. 22-5-2017. Thereafter he filed his second appeal petition dated 27-6-2017 which is now under consideration before this Commission.
5. The SPIO of C.M's Sectt. has submitted a written statement dated 25-5-2018 stating that the petitioner's original complaint petition dated 4-12-2014 was forwarded to the Commissioner & Secretary, Home Department, Govt. of Assam. Thereafter, the RTI petition dated 31-8-2016 was also transferred to the SPIO of Home Department vide letter No. CMS.123/2016(RTI)/190 dated 17-8-2017.

6. The petitioner stated that he has not received any information from the SPIO of Home Department till date.

7. This Commission is of the view that the unnatural death of a State Assam Civil Service officer is a serious matter. The petitioner's in his complaint petition dated 4-12-2014 that one accused woman who was associated with this unnatural death later escaped from police custody without being interrogated by the concerned Magistrate and subsequent evasive attitude of the investigating agency as alleged by the petitioner needs to be looked into thoroughly and seriously.

8. By his RTI petition asked for the following informations :-

- (a) The petitioner The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 4-12-2014 and name of the Inquiry Officer with his designation ;
- (b) names and addresses of the persons mentioned in the complaint petition dated 4-12-2014, and
- (c) photo copy of inquiry report submitted by the Inquiry Officer to his higher authorities.

9. Since the names of the persons complained against are already mentioned in the complaint petition dated 4-12-2014 filed by the petitioner, furnishing of no further information in this regard is considered necessary.

10. The SPIO of Home Department is directed to furnish informations in respect of para 8 (a) and (c) to the petitioner within 15 days from the date of receipt of this order.

11. Fix 20-6-2018, 12.30 P.M for review of action taken.

(H. S. Das)
State Chief Information Commissioner,
Assam

Authenticated true copy

Registrar I/c
Assam Information Commission

Copy to:-.

- 1) Sri Niranjan Bora, Under Secretary and SPIO of Chief Minister's Secretariat, Assam, Dispur, Guwahati-6 for information.
- 2) SPIO of Home Department, Dispur, Guwahati-6 for information and necessary action as ordered above.
- 3) Sri Dulal Bora, Koinadhara 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.**