



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

**Case No.** : KP(M). 432/2018  
**Complainant/ Appellant** : Sri Dulal Bora  
**Respondent** : Personnel Department, Government of Assam  
**Date of hearing** : 10.10.2018  
**Complaint/ Second Appeal heard by** : Shri H. S. Das, IAS (Rtd)  
Chief Information Commissioner, Assam

**O R D E R**  
**10.10.18**

1. The petitioner Sri Dulal Bora is present. The public authority i.e. Personnel Department, Government of Assam is represented by Shri Prasanta Borkakati, ACS, Deputy Secretary and SPIO of Personnel Department accompanied by Shri Ankur Sarma, Sr. AA of the department.
2. The second appeal petition dated 24.7.2017 was taken up for hearing with reference to RTI petition dated 9.8.2016 in presence of both the parties.
3. The SPIO of Personnel Department submitted a written statement dated 10.10.2018 stating that the petitioner's RTI petition was transferred to Transport Department vide letter dated 4<sup>th</sup> September, 2018. The petitioner Shri Dulal Bora submitted that he filed his RTI petition in pursuance of his original complaint petition dated 16.5.2015 against one Shri Hamen Das. It was alleged in the complaint petition that said Hammen Das secured employment as Enforcement Checker under Transport Department through irregular means. Subsequently, he again secured employment as Dy.SP through APSC by adopting unfair means. The petitioner further submitted orally that Shri Hamen Das's appointment as Dy.SP is now under police investigation as part of the so called APSC's scam.
4. As regards Shri Hamen Das's irregular employment as Enforcement Checker under Transport Department, the petitioner mentioned that he got the sought for informations from the Transport department and filed police case, which is under investigation and progress. Therefore, the petitioner submitted that there is no further cause of action to pursue the RTI petition dated 9.8.2016 and subsequent second appeal petition dated 24.7.2017. He has submitted a written submission requesting to allow him to withdraw the second appeal case. His prayer is granted and accordingly, the second appeal is disposed of.

Sd/-  
(H.S.Das)  
State Chief Information Commissioner,  
Assam, Panjabari, Guwahati-37

Authenticated true copy

Sd/-  
Registrar I/C  
Assam Information Commission

Memo No. SIC/KP(M).432/2018/

Dated 10-10-2018

Copy to:

1. The SPIO , Department of Personnel, Govt. of Assam, Dispur, Guwahati-6 for information.
2. Sri Dulal Bora, Koinadhara Tiniali, Houe No- 118, Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the website.
4. Office file.
5. Order Book

Registrar I/c  
Assam Information Commission