

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No.	:No.DBR.7/2018
Complainant/ Appellant	Sri P.Bezbaruah
Respondent	:Revenue and Disaster Management Department
Date of Hearing	:01-10-2018
Complaint/ Second	:Shri H. S. Das, IAS (Retd)
appeal heard by	:State Chief Information Commissioner, Assam

O R D E R
03-10-2018

1. The public authority, ie., the Inspector General of Registration, Govt. of Assam is represented by Sri Arup Jyoti Hazarika, SPIO and Asstt. Inspector General , Registration, Govt. of Assam. Sri S.K.Deb, ASI of Police is also present as representative of the office of the Commissionerate of Police, Guwahati.
2. In compliance of this Commission's earlier order dated 11-6-2018 the Inspector General of Registration , Assam has sent a detailed report to the Principal Secretary, Govt. of Assam, Revenue and Disaster Management Department vide letter No. IGR/RD-37/Pt.2003/47 dated 23rd August, 2018. The SPIO and Deputy Secretary, Govt. of Assam, Revenue and Disaster Management Department is absent. However, he has sent a Written Statement dated 26th September, 2018 which is entered into the case records. By his W/S the SPIO prayed for re-fixation of the date of hearing due to his pre-occupation with the on-going Assembly Session.
3. The subject matter of the inquiry of the Inspector General of Registration is same as that in second appeal case No. SIC/DBR.9/2018 which was disposed of with an ex-parte order today. The applicant is directed to refer to the observation of this Commission in its order of today in the second appeal case No. SIC/DBR.9/2018 in paragraph 1 and 4..
4. Now that a detailed report has been submitted by the Inspector General, Registration, Assam , the SPIO of Revenue and Disaster Management Department is directed to furnish a copy of the said report along with actions taken thereon to the petitioner on or before 30th October, 2018 with intimation to this Commission. No further hearing is considered necessary as prayed for by the SPIO and Deputy Secretary of the Revenue and Disaster Management Department.
5. As regards the direction vide para -8 and 9 of this Commission's order dated 11-6-2018 to the Commissioner of Police, Guwahati regarding land grabbing , the SPO and Deputy Commissioner of Police submitted a written statement dated 18-7-2018, which is entered into the case records. It is stated in the W/S that since coming into force of the Assam Land Grabbing (Prohibition) Act, 2010 ,

(a) The total number of Land Grabbing cases reported in different Thanas of Guwahati city is -969,

(b) No. of Police cases registered is -853,

(c) the number of cases presently under investigation is -439,

(d) No. of cases referred to the Special Tribunal set up under the above mentioned Act is –NIL, and

(e) No. of cases disposed of by the Tribunal is also –NIL.

6. From the above statistics it appears that no cases were registered by the Police Stations against 116 (969-853) cases of land grabbing which were reported in different Thanas in Guwahati. Of the 853 land grabbing cases , which were registered, 414 seems to have been disposed at the level of Police Stations itself without any reference being made to the Special Tribunal. As mentioned in the W/S, not a single land grabbing case has been referred to the concerned Special Tribunal by any police stations of Guwahati City till date, although 969 cases were reported in different Thanas of which 853 cases were registered.

7. The above statistics and observations be brought to the notice of:-

(a) Chief Secretary to the Govt. of Assam,

(b) Additional Chief Secretary of Home Department ,

(c) Director General of Police, Govt. of Assam, and

(d) Commissionerate of Police, Guwahati City,

_so that they may look into the matter, and take necessary corrective steps as deemed fit in consonance with the objectives of transparency, accountability and containment of corruption, as mentioned in the Preamble of the RTI Act, 2005

8. Although a direction was given to the Commissioner of Police, Guwahati in paragraph-8 of this Commission's earlier order dated 11-6-2018 to provide the informations relating to land grabbing mentioned therein, suo motu, through their Website, there is no mention in his W/S dated 18-7-2018 whether this direction was complied with. Commissioner of Police, Guwahati City is, therefore, directed to do so immediately and update the same on the first day of every quarter there after.

9. With the above orders the second appeal petition dated 11-2-2018 is disposed of.

Sd/-

(H. S. Das)

**Chief Information Commissioner, Assam,
Panjabari, Guwahati**

Authenticated true copy.

Sd/-

Registrar I/c

Assam Information Commission.

Copy to :-

1. Chief Secretary to the Govt. of Assam, Dispur , Guwahati-6 for information and necessary action.
2. Additional Chief Secretary, Govt. of Assam, Home Department, Dispur, Guwahati-6 for information and necessary action.
3. SPIO of the office of Director General of Police, (H.Q), Ulubari, Guwahati-7 for information and necessary action.
4. SPIO of the office of Commissionerate of Police, Assam, Panbazar, Guwahati-1 for information and necessary action.
5. Sri P.Bezbaruah, B.R. Path, P.O. – Dibrugarh, PIN-786001 for information.
6. Computer Section for uploading in the Website.
7. Office file.
8. Order Book.

**Joint Registrar
Assam Information Commission**