

**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

**JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. :No.KP(M).543/2018  
Complainant/ Appellant Sri Dulal Bora  
Respondent :Home and Political Department  
Date of Hearing :20-09-2018  
Complaint/ Second :Shri H. S. Das, IAS (Retd)  
appeal heard by :State Chief Information Commissioner, Assam

**O R D E R**  
**20-09-2018**

1. The appellant / petitioner Sri Dulal Bora is present. The public authority i.e. the Political Department is represented by their Joint Secretary and SPIO Sri Naren Ch. Basumatary, ACS, Govt. of Assam, Dispur, Guwahati-6.
2. The second appeal petition dated 14-5-2018 read with the RTI petition dated 25-9-2017 and the subsequent first appeal petition dated 14-2-2018 is taken up for hearing in presence of both the parties.
3. From perusal of the case records it is seen that the petitioner filed a complaint petition dated 31-1-2017 before the Additional Chief Secretary to the Govt. of Assam, Home Department against the then Chief Secretary, Sri V.K.Pipersenia.
4. In his complaint petition the petitioner alleged corruption charges against the then Chief Secretary. This was followed up by an RTI petition dated 25-9-2017 seeking the following informations:-

- (a) *The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 31-1-2017 and name of the Inquiry Officer with his designation;*
- (b) *Names and addresses of the persons mentioned in the complaint petition dated 31-1-2017, and*
- (c) *photo copy of the inquiry report submitted by the Inquiry Officer to his higher authorities.*

Since the name of the accused persons are already mentioned in the original complaint petition, furnishing of further informations against point No. 4(b) is not considered necessary. Therefore only point No. 4(a) and 4(c) above are taken up for consideration.

5. The Joint Secretary and SPIO of Home Department has submitted a written statement dated 7<sup>th</sup> September, 2018 which is entered into the case records. It has been mentioned in the W/S that initially the SPIO of the Chief Secretary's office was requested to take action on the RTI petition, who in turn requested the SPIO of Personnel Department to take necessary action. In the meantime, the First Appellate

Authority of the Home and Political Department, Govt. of Assam, admitted the first appeal petition , but it could not be heard on the dates fixed, i.e., on 5-6-2018 and 19-6-2018 on the ground that the petitioner/ appellant was absent on both the dates. As a result the first appeal petition remained un-disposed.

6. Meanwhile , as stated in SPIO , Home Department's W/S Political and Vigilance Cell Department was requested to furnish the required information to the petitioner. The Political (Vigilance Cell) Department replied vide their letter dated 25<sup>th</sup> July, 2018 that the original complaint petition dated 31-1-2017 was received by the Department and that the same is under the consideration of the Govt.
7. It appears from the above that till now no information have been furnished to the petitioner in response to his RTI petition dated 25-9-2017. It transpired in course of today's hearing that matters relating to Vigilance and Anti Corruption are dealt with in Political (Vigilance Cell) Department . The SPIO and Joint Secretary of Home Department is, therefore, directed to transfer the RTI petition dated 25-9-2017 along with a copy of the original complaint petition dated 31-1-2017 to the SPIO of Political Department within 5 (five) days from the date of this order, which was pronounced in presence of the SPIO of Home Department.
8. The SPIO of Political Department is directed to furnish the sought for information in respect of para 4(a) and 4(c) above, or provide an appropriate response to the petitioner in compliance with the relevant provisions of the RTI Act, 2005 within 30 (thirty) days from the date of receipt of this order with intimation to the Registry of this Commission.
9. Fix 29-10-2018 at 12.30 P.M for review of action taken.

**Sd/-**

**(H. S. Das)**  
**Chief Information Commissioner, Assam,**  
**Panjabari, Guwahati**

**Authenticated true copy.**

**Sd/-**  
**Registrar I/c**  
**Assam Information Commission.**

**Memo No. SIC/ KP(M) 543/2018/ .**

**Dated 20-09-2018**

**Copy to :-**

1. Sri Naren Ch. Basumatary, ACS, Govt. of Assam, Dispur, Guwahati-6. for information and necessary action.
2. SPIO of Political Department , Govt. of Assam, 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.

**Joint Registrar  
Assam Information Commission**