

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. :No.KP(M)829/2017
Complainant/ Appellant Sri Dulal Bora
Respondent :Office of the Chief Secretary, Assam
Date of Hearing :26-09-2018
Complaint/ Second :Shri H. S. Das, IAS (Retd)
appeal heard by :State Chief Information Commissioner, Assam

O R D E R
26-09-2018

1. The petitioner Sri Dulal Bora is absent. He prayed for deferment of the date of hearing due to his pre-occupation with other court cases. However, the public authority is present represented by Smti Sandita Baruah Bora, Joint Secretary and SPIO of T&D Department, Dispur , Guwahati-6, accompanied by Smti Sujata Das, Sr. Assistant of the Department.
2. The SPIO of the office of Chief Secretary also submitted a separate written statement dated 5th September, 2018 which is entered into the case records.
3. The Joint Secretary and SPIO submitted a written statement dated 26th September, 2018 enclosing several documents in support of the actions taken by the Department to furnish the informations sought for by the petitioner Sri Dulal Bora vide his RTI petition dated 9-8-2016.
4. From perusal of the case records it is seen that Sri Dulal Bora filed a complaint petition dated 27-7-2018 before the Chief Secretary, Govt. of Assam against one Sri Mukul Deka, an employee of Planning and Development Department who was on deputation to APSC. He followed up his complaint petition by an RTI petition dated 9-8-2016, seeking the following informations :-
 - (a) *The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 27-7-2015 and name of the Inquiry Officer with his designation;*
 - (b) *names and addresses of the persons mentioned in the complaint petition dated 27-7-2015, and*
 - (c) *photo copy of the inquiry report submitted by the Inquiry Officer to his higher authorities.*
5. Since the name of the accused person is already mentioned in the complaint petition , furnishing of information against point No. 4(b) above is not considered necessary.
6. The SPIO enclosed with her W/S copies of her letters dated 17th September, 2016 furnishing the informations sought for by the petitioner. The same information was again reiterated vide her letters dated 29th June, 2017 and 15th September,

2017 from the SPIO and Joint Secretary T&D Department to the petitioner Sri Dulal Bora.

7. The SPIO has also enclosed a copy of the inquiry report dated 11-9-2015, copy of which was already furnished to the petitioner.
8. The SPIO submitted orally that Sri Mukul Deka has since retired from Govt. service.
9. From the above it is clear that the Joint Secretary and SPIO of T&D Department has fully complied with the requirements of RTI Act, 1995 in furnishing the sought for informations to the petitioner.
10. If for any Postal mis delivery or for any other reason the petitioner is yet to receive the informations furnished to him , he is directed to contact the SPIO and Joint Secretary of T&D Department within 15 days from the date of receipt of this order and obtain additional set of informations furnished to him.
11. With the above order the second appeal petition dated 24-7-2017 is disposed of ex-parte.

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). 829 /2017/

-A

Dated 26-09-2018

Copy to :-

1. Smti Sandita Baruah Bora, Joint Secretary and SPIO, T&D Department, Dispur, Guwahati-6 for information and necessary action as ordered above..
2. Sri Dulal Bora, Koinadhara Tiniali, House No.-118,Khanapara, Guwahati-22 for information.
3. Computer Section for uploading in the Website.
4. Office file.
5. Order Book.

Joint Registrar
Assam Information Commission

