



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

Case No. : KP(M).841 /2017
Complainant/ appellant : Shri Dulal Bora
Respondent : SPIO of Revenue & disaster Management Department,
Govt. of Assam.
Date of hearing : 29.10.2018
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

29.10.2018

1. The public authority, i.e. the Revenue & Disaster management Department is represented by Shri A.K. Das, ACS, Deputy Secretary and SPIO of Revenue & Disaster Management Department (R&DM). The petitioner Shri Dulal Bora is absent. However, he has sent a written communication dated 29.10.2018 praying for re-fixation of the date of hearing.
2. From perusal of the case records it is seen that the petitioner filed a complaint petition dated 19.3.2016 against Shri Akan Bora, former Minister of Social Welfare, Assam. The complaint petition was addressed to the Chief Secretary to the Government of Assam. It was followed by an RTI petition dated 9.8.2016 seeking the following informations:-
 - (a) the file No. from which inquiry was ordered, the name of the Inquiring Officer and present posting of the Inquiring Officer,
 - (b) names and addresses of the accused persons, and
 - (c) copy of the Inquiry report.
3. This Commission notes that information with regard to point No. 2(b), i.e., the names and address of the allegedly accused persons have been mentioned by the petitioner himself in his original petition dated 19-3-2016. Therefore, this part of the RTI petition appears to be redundant.
4. The RTI petition was followed by a first appeal petition dated 16.5.2017 addressed to the PIO of the Chief Secretary's office and the instant second appeal petition dated 24.7.2017.
5. The SPIO and Deputy Secretary of R&DM Department has submitted a written statement dated 29.10.2018, which is entered into the case records. It has been mentioned in the WS that the original complaint petition dated 19.3.2016 was sent to the Deputy Commissioner, Kamrup (M) vide a letter dated 28.4.2016 for taking necessary action. Although it has been mentioned in the WS that the RTI petition dated 9.8.2016 was also received by the R&DM Department from Chief Secretary's office, but there

was no mention about transfer of the RTI petition to the Deputy Commissioner, Kamrup (M).

6. In view of the above, the SPIO of R&DM Department is directed to transfer the RTI petition No. D.B. 806/2016 dated 9.8.2016 along with a copy of the original complaint petition dated 19.3.2016 to the SPIO of Deputy Commissioner, Kamrup (M) within 5 days from the date of receipt of this order. The SPIO of Deputy Commissioner, Kamrup (M) is directed to furnish the sought for informations in respect of paragraph 2(a) and 2(c) above to the petitioner within 30 days from the date of receipt of the transferred RTI petition from the SPIO of Revenue & Disaster Management Department, Govt. of Assam.

With the above order, the second appeal petition dated 24.7.2017 is disposed of.

Sd/-

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

Authenticated true copy.

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/ KP(M).841/2017/

Dtd. 29.10.2018

Copy to: 1. The SPIO of Revenue & Disaster Management Department, Govt. of Assam, Dispur, Guwahati-6 for information and necessary action.
2. The SPIO of the office of the Deputy Commissioner, Kamrup (M), Guwahati-1 for information and necessary action.
3. Shri Dulal Bora, Kainadhara, 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