



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

Case No.	KP(M)229/ 2018
Complainant/ Appellant	Sri Pranab Kumar Sarkar
Respondent	: SPIO of Chief Minister's Office, Assam.
Date of hearing	05.03.2019
Complaint/ Second	: Shri H. S. Das, IAS (Retd)
Appeal heard by	Chief Information Commissioner, Assam

O R D E R

05.03.2019

1. The complainant petitioner of Sri Pranab Kumar Sarkar is absent. He, however, sent an email dated 5.3.2019 praying for re-fixation of the date of hearing as he was out of station today.
2. The public authority, i.e., the Higher Education Deptt. is present as represented by Sri Paresh Ch. Phukan, SPIO and Under Secretary of the Deptt. accompanied by Sri Pankaj Bezbaruah, Sr. AA.
3. From perusal of the case records, it is seen that the complaint petition dated 22.3.2018 read with petitioner's RTI petition dated 5.2.2018 was first heard ex parte (petitioner absent) on 5.6.2018. It was heard again on 26.6.2018 and on the same day the SPIO and Joint Secretary of Higher Education Deptt. handed over the relevant documents to the petitioner in compliance of this Commission's direction. In the opinion of this Commission this was sufficiently responsive to the informations sought for vide RTI petition dated 5.2.2018. Accordingly, the complaint petition was disposed of vide order dated 26.8.2018. The subsequent non-compliance petition dated 28.6.2018 does not appear to contain any substantive issue. In the opinion of this Commission, point nos.1 and 3 of the RTI petition has already been fully responded to and therefore, complaint nos. 1 and 3 of the complaint petition dated 28.6.2018 is found to be without any merit. Therefore, it is decided to not entertain any further deliberations on these two points and they are treated as closed.
4. As regards complaint no.2 of the complaint petition dated 28.6.2018 read with point no.2 of the RTI petition requesting for certified copies of note sheet regarding processing of the petitioner's complaint letter dated 23.11.2017 addressed to the Hon'ble Chief Minister of Assam, it was already noted in this Commission's earlier order dated 26.6.2018 in para 3 and its earlier order dated 5.6.2018 in paragraph 5 that the aforesaid complaint petition dated 23.11.2017 was forwarded by the Chief Minister's Sectt. to the Higher Education Deptt. for necessary action. The action taken thereafter by Higher Education Deptt. and informations furnished by them to the petitioner are also noted in order dated 26.6.2018. However, since

the complainant is insisting on photocopy of note sheets of files in which his complaint petition dated 23.11.2017 was processed, the complainant is directed to personally contact the SPIOs of (i) Chief Minister's Sectt., (ii) Higher Education Deptt. and (iii) office of the Kumar Bhaskar Varma Sanskrit and Ancient Studies University, Nalbari, Assam and see and inspect the relevant files so that he may allay any misgivings or suspicions that he may still be harboring.

5. The above three SPIOs also, are therefore, directed to allow the petitioner to inspect the relevant file from where the complaint letter dated 23.11.2017 was processed during office hour on any working day within 15 days from the date of receipt of this order and also allow him to take photocopy of relevant note sheet falling under the ambit of RTI petition dated 5.2.2018 free of cost upto 5 pages and thereafter payment of Rs.2/- for every additional page of photocopy.

6. With the above order, the complaint petition dated 28.6.2018 is disposed of and the matter is closed.

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)229/2018

Dated 05.03.2019

Copy to:

1. The SPIO of Chief Minister's Secretariat, Dispur, Guwahati 6 for information. and necessary action.
2. The SPIO of Higher Education Deptt., Assam, Dispur.
3. The SPIO of Kumar Bhaskar Varma Sanskrit and Ancient Studies University, Nalbari, Assam for information and necessary action..
4. Sri Pranab Kumar Sarka, Golder Tower, Flat No.302, Bagharbori Tiniali, Panjabari, Guwahati 37.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar i/c
Assam Information Commission