



**OFFICE OF THE
ASSAM INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-781037**

Case No : KP(M).1272/2018
Complainant/ Appellant : Sri Dulal Bora
Respondent : The SPIO of Personnel Department, Govt. of Assam
Date of hearing : 12.3.2019
Complaint/ Second : Shri H.S. Das. IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
12.3.2019

1. The appellant Sri Dulal Bora is absent. However, he sent a written communication dated 12.3.2019 communicating his inability to attend today's hearing due to his engagement in another court case in the Court of learned CJM, Kamrup (Metro) District. The respondent is represented by Smti. Panchali Kakati, ACS, SPIO and Joint Secretary of Personnel and AR&T Departments accompanied by Miss Ankita Baruah, Jr. AA of Personnel Department. Although the appellant Sri Dulal Bora requested by his written statement to defer the date of hearing, since Senior Officer from Personnel Department was present, the second appeal petition dated 14.8.2017 was taken up for hearing ex parte in the absence of the petitioner.

2. From perusal of the case records it is seen that the petitioner filed a complaint petition dated 9.7.2016 before the then Principal Secretary of Personnel Department, Govt. of Assam leveling allegations against Assam Public Service Commission for allegedly making illegal and irregular appointments. The complainant mentioned names of few specific candidates for State Civil Services who were allegedly provided illegal and irregular appointments by APSC. The Complainant followed up compliant petition by his RTI petition dated 17.12.2016 seeking 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. Since the names of the accused persons are already mentioned in his compliant petition, only paragraph 2(a) and 2(c) above are taken up for consideration.

4. The SPIO of Personnel Department submitted a written statement dated 14.2.2019 stating that the RTI petition of the petitioner Sri Dulal Bora was transferred to Home Department vide letter dated 5th May, 2017. The Under Secretary of Home Department has submitted a separate written statement dated 11.3.2019 stating that the RTI petition of Sri Dulal Bora was transferred to the SPIOs of (a) Political (Vigilance Cell) Department and (b) Office of the Director General of Police, Assam

5. In view of the above, the SPIOs of (a) Political (Vigilance Cell) Department Govt. of Assam and (b) Office of the Director General of Police Assam are directed to furnish the present status of the sought for informations to the petitioner within 15 days from the date of receipt of this order with intimation to the Registry of this Commission.

With the above order, the second appeal petition dated 14.8.2017 is disposed of.

Sd/-

(H. S. Das)
Chief Information Commissioners, Assam
Panjabari, Guwahati-37

Authenticated true copy.

Sd/-

Registrar i/c
Assam Information Commission

Memo No. SIC/KP (M) 1272/2018

Dated. 12.3.2019

Copy to:

1. The Deputy Secretary & SPIO of Personnel (A) Department, Govt. of Assam , Dispur, Guwahati -6 for information.
2. The SPIO of Political (Vigilance Cell) Department, Govt. of Assam, Dispur, guwahati-6 for information and necessary action.
3. The SPIO of the office of the Director General of Police, Assam, Ulubari, Guwahati-7 for information and necessary Action.
4. Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanpara, Guwahati-22 for information.
5. Computer Section for Uploading in the Website.
6. Office File
7. Order Book

Registrar i/c
Assam Information commission