



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

Case No. KP(M)924/ 2018
 Complainant/ Appellant Sri Dulal Bora - Present.
 Respondent : SPIO of Home Department, Govt. of Assam – present as represented by (i) Sri Ramesh Medhi, Under Secretary & SPIO (ii) Sri Paresh Borah, ASI of the office of the DGP, Assam.
 Date of hearing 07.05.2019
 Complaint/ Second : Shri H. S. Das, IAS (Retd)
 Appeal heard by Chief Information Commissioner, Assam

O R D E R

07.05.2019

1. The second appeal petition dated 24.7.2017 read with RTI petition dated 15.9.2016 is taken up for hearing in presence of both the parties.
2. On perusal of the case records it is seen that the petitioner filed a complaint petition dated 17.3.2016 before the Additional Chief Secretary, Home Department, Govt. of Assam. The complaint petition contained :- (a) request for transfer of the then Superintendent of Police, Sibsagar Sri Anand Prakash Tiwari, IPS in view of the then impending Assembly Elections, (b) Certain allegations pending against Sri Anand Prakash Tiwari, IPS in connection with a stolen vehicle and illegal movement of coal in Basistha Police Station area, (c) Allegation against former Minister Sri Akon Bora and his son Sri Manash Bora, and (d) Complaint of forcible extraction of signature of the petitioner Sri Dulal Bora on blank papers by pointing a pistol to his head by six persons who came in a vehicle No. AS 01 AP 0003. Sri Dulal Bora followed up his complaint petition dated 17.3.2016 mentioned at his RTI petition dated 15.9.2016, first by appeal petition dated 10.5.2017 and thereafter by second appeal petition dated 24.7.2017. By his RTI Petition, the petitioner sought the following informations:-

- a) The number of the file from which inquiry was ordered into the allegations mentioned in his complaint petition dated 17.3.2016 and name of the Inquiry Officer with his designation;
- b) Names and addresses of the persons mentioned in the complaint petition dated 17.3-2016, and
- (c) Photo copy of inquiry report submitted by the Inquiry Officer to his higher Authorities.

The names of the accused persons were already mentioned by the petitioner himself in his complaint petition referred to above. Therefore, only 2(a) and 2(b) above are taken for consideration.

3. The appellant submitted that till date he has not received any information from the SPIO of Home Department. The SPIO of Home Department submitted orally that the matter was referred to DGP, Assam for inquiry and apparently no report has been received from the DGP so far.

4. From the above, it is seen that the RTI petition has been pending for more than two-and-half years without any response from the concerned public authority of Home Department, Govt. of Assam and the DGP, Assam. The SPIO of Home Department is, therefore, directed to obtain the informations against para 2(a) and 2(b) above, as sought for by the petitioner and furnish the same to him giving the factual position of the present status of the inquiry, if any, within 30 days from the date of this order which was pronounced in presence of both the parties.

5. Fix 10.6.2019 at 12.30 P.M. for review compliance.

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)924/2018

Dated 07.05.2019

Copy to:

1. The SPIO of Home Department, Govt. of Assam, Dispur, Guwahati for information. and necessary action.
2. The SPIO of the office of the DGP, Assam, Ulubari, Guwahati for information and necessary action.
3. Sri Dulal Bora, Koinadhara Tiniali, House No.118, Khanapara, Guwahati 781022.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Registrar i/c
Assam Information Commission