



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

Case No.	KP(M)75/ 2018
Complainant/ Appellant	Dr. Manjula Das.
Respondent	: SPIO of Health & Family Welfare Department, Assam
Date of hearing	02.07.2019
Complaint/ Second	: Shri H. S. Das, IAS (Retd)
Appeal heard by	Chief Information Commissioner, Assam

O R D E R

02.07.2019

1. The second appeal petition dated 23.1.2018 filed by Dr. Manjula Das is taken up for further consideration in pursuance of this Commission's earlier order dated 20.5.2019.
2. The Under Secretary and SPIO of Directorate of Health & FW Department is absent. However, he sent a written communication dated 26.6.2019 stating that as he had to travel outside the State in connection with his daughter's admission, he could not attend today's hearing. He had, however, already sent the copies of detailed inquiry report conducted by Smti Sajeeda Islam Rashid, IAS, Secretary, Govt. of Assam, Health & FW Deptt. vide letter dated 26.6.2019. The inquiry was conducted in pursuance of this Commission's earlier order dated 18.2.2019 and 20.5.2019 and the report was submitted by the IO Smt. Sajeeda Islam Rashid, IAS, Secretary, Govt. of Assam, Health & FW Deptt. vide letter dated 19.6.2019.
3. From perusal of the inquiry report it is seen that both Dr. Manjula Das, appellant and Dr. Jogeswar Barman were heard by the Inquiry Officer on 11.6.2019. Both of them produced the relevant documents available with them before the IO. It is mentioned in the inquiry report that after the inquiry all the informations and documents sought for by the appellant Dr. Manjula Das were furnished to her except the information against point no.17 of her RTI petition. In course of inquiry it was explained to the appellant that the sought for information is non-existent because there can be no question of any Govt. directions to the Principal of Regional Dental College, Guwahati to recommend the name of Dr. Jogeswar Barman of Barpeta Civil Hospital under Health (A) Deptt. for pursuing PG studies in the year 2002 whereas Dr. Jogeswar Barman, who was a Dental Surgeon in Barpeta Civil Hospital, was temporarily attached to the Regional Dental College vide notification No. HLB.439/2005/20 dated 22.2.2006 only. It is noted in the inquiry report that Dr. Manjula Das was fully satisfied with all the documents provided to her during the hearing.

4. From perusal of the inquiry report, which is found to be thorough and comprehensive. It appears that the IO has addressed all the issues raised by the RTI applicant to her satisfaction. Therefore, there seems to be no further cause of action so far the instant second appeal petition 23.1.2018 and RTI petition dated 12.7.2016 are concerned. However, as a measure of abundant precaution the appellant Dr. Manjula Das is directed to inform and confirm the Registry of this Commission within 15 days from the date of receipt of this order that she has received all the sought for informations to her satisfaction.

5. If no reply is received from the appellant within the stipulated time, it will be presumed that she has no further submission to make, and on that presumption the second appeal petition shall be disposed of and the matter will be treated as 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)75/2018

Dated 02.07.2019

Copy to:

1. The SPIO of Health & Family Welfare Department, Govt. of Assam, Dispur, Guwahati 6 for information and necessary action.
2. Dr. Manjula Das, Natun Sarania, Achala Bhuyan Road, P.O. Silpukhuri, Guwahati 3.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar i/c
Assam Information Commission