



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

Case No.	KP(M)382/ 2019
Complainant/ Appellant	Sri Indrajit Sarma
Respondent	: SPIO of the office of the Commissioner of Police, Guwahati City.
Date of hearing	17.07.2019
Complaint/ Second	: Shri H. S. Das, IAS (Retd)
Appeal heard by	Chief Information Commissioner, Assam

O R D E R

17.07.2019

1. The appellant petitioner Sri Indrajit Sarma is present. The public authority to be represented by the SPIO of the office of the Commissioner of Police, Guwahati City is absent. However, the SPIO and DCP (Admn) of the office of the Commissioner of Police sent a written submission dated 29.6.2019 with copy to the appellant Sri Indrajit Sarma, stating that the required information was furnished to the petitioner vide letter No.ECP/RTI/572-18/1650 dated 23.8.2018. The petitioner was informed that the Dispur PS Case No.1313/17 under Section 420/498/341 IPC is pending for further investigation. It was, however, not mentioned by the SPIO in his WS that he does not want to disclose the sought for information on the ground mentioned under Section 8(1)(h) of the RTI Act, 2005 which provides that - informations which would impede the process of investigation or apprehension or prosecution of offenders - are exempted from disclosure.

2. It is seen from the RTI petition dated 11.6.2018 that the RTI applicant/appellant filed an FIR in Dispur PS on 25.5.2017 on a matter involving alleged corruption and irregularities in distribution of Trekkers. Containment of corruption is one of the three main objectives of the RTI Act, 2005. It is, therefore, expected that the allegations of corruption are expeditiously investigated and acted upon. It appears from the case records that other than informing the petitioner that the above mentioned case in the Dispur PS is under investigation, no specific response has been given to him on the three points mentioned in the RTI petition. Meanwhile, more than two years have elapsed since filing of the FIR.

3. The Commissioner of Police, Guwahati City is, therefore, directed to issue necessary instructions to the Officer i/c of Dispur PS to expedite the pending investigation and furnish specific replies against the three points mentioned in the RTI petition within 30 days from the date of receipt of this order. If the Dispur PS is reluctant to disclose the sought for informations by invoking the exemption clause under Section 1(8)(h) of the RTI Act, 2005, then the petitioner should be advised accordingly with reasonable justification – within the time period mentioned above.

4. With the above order the second appeal petition dated 21.11.2018 is disposed of.

Sd/-

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

Authenticated true copy.



Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M)382/2019

Dated 17.07.2019

- Copy to:
1. The Commissioner of Police, Guwahati City, Panbazar, Guwahati 1 for information and necessary action as ordered above.
 2. The SPIO of the Office of the Commissioner of Police, Guwahati City, Panbazar, Guwahati 1 for information and necessary action.
 3. Sri Indrajit Sarma, General Secretary, Krishak Shramik Unnayan Sangram Samitee, Assam, Ujani Nagar, Bhogar Gaon, H.No.08, Kahilipara, Guwahati 19.
 4. Computer Section for uploading in the Website.
 5. Office File.
 6. Order Book.



Registrar i/c
Assam Information Commission