



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

Case No. : SIC/KP(M).973 /2019
Appellant : Md. Shazzad Hussain
Respondent : The SPIO, O/o the Superintendent of Police, Amingaon,
Guwahati, Kamrup (R), Assam
Date of hearing : 03.03.2020
Second Appeal heard by : Sri Kanak Ch. Sarma, ACS (Retd.)
State Information Commissioner, Assam

O R D E R
03.03.2020

Sri Sanjib Kumar Saikia, SPIO-cum-Addl. Superintendent of Police (HQ), Kamrup (R) Amingaon is present along with Smti. Pallabi Baruah, Junior Assistant.

The Appellant, Md. Shazzad Hussain is present.

The SPIO submitted a written statement dated 02.03.2020 wherein it is stated that all the available informations sought for by the appellant have already been forwarded vide letter no. Crime/IV/RTI/2019/5326 dated 20.09.2019 by post. The Appellant informed that he has not received the information through post. The contention of Md. Shazzad Hussain is that he submitted one RTI application on 29.05.2019 to the PIO, office of the SP, Kamrup (R), Amingaon seeking details of information viz. (i) Form No. 54, See Rule 150(a) and i.e. Accident information report in connection with Baihata Chariali Police Station case no.46/2019, u/s 279/304(A) I.P.C. For non-receipt of the aforementioned information the appellant preferred a First Appeal u/s 6(1) of the RTI Act, 2005 to the Secretary to the Government of Assam, Home & Political Department, Dispur. The SP, Kamrup (R) received the appeal petition from the office of the DGP, Assam vide Memo No. G/(RTI)/VI/105/2019/5 dated 08.08.2019. In the written statement, the SPIO, office of the SP, Kamrup (R) informs that on receipt of the application he collected the relevant information from the OC, Baihata Chariali, Police Station and forwarded the available information to the appellant vide Memo No. Crime/IV-RTI/2019/5326 dated 20.09.2019 by post. On query, the appellant informs that he has not received any such letter through post. The SPIO is directed to furnish a copy of the sought for information to the appellant within 10 days from the date of receipt of this order. No compensation is considered to the appellant as prayed for as because the appellant preferred First Appeal before the Secretary to the Government of Assam, Home & Political Department, Dispur who is, infact, not the First Appellate Authority. Therefore, Home & Political Department, Dispur forwarded the application to the DGP, Assam from where it was further forwarded to the SP, Kamrup, Amingaon. Give copy to all concerned.

Sd/-

Kanak Ch. Sarma, ACS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/KP(M).973/2019

Dtd.03.03.2020

Copy to:

1. The SPIO, O/o the Superintendent of Police, Amingaon, Guwahati, Kamrup (R), Assam for information and necessary action.
2. The First Appellate Authority/office of the Superintendent of Police, Amingaon, Kamrup (R), Guwahati, Assam information.
3. The Appellant, Md. Shazzad Hussain, R/O- Santipur, Masjid road near Masjid, H/o- 114, PO & PS- Bharaumukh, Guwahati- 9 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission