



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

Case No. : SIC/KP(M)1951/2019
Complainant/ appellant : Sri Bikramjit Sarkar
Respondent : SPIO of Office of the Addl. SP (HQ) Dist- Sonitpur
Date of hearing : 22.12.2020
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
22.12.2020

1. The petitioner Sri Bikramjit is absent. The public authority i.e. the SPIO of the Office of the SP, Sonitpur i.e. Sri Numal Mahatta, APS is present.
2. In pursuance to this Commission's earlier order dated 3.10.2020, the Suptd. Of Police Sonitpur has filed a written affidavit as well as furnished the written statement which is entered into the case records.
3. In the written statement he has mentioned that the all documents are furnished to the petitioner vide letter No.E/RTI/2019/85 dated 4.11.2019.
4. On perusal of the case records, it is seen that the petitioner Sri Bikramjit Sarkar has filed RTI petition dated 10.5.2019 before the Superintendent of Police, Sonitpur and sought the following information
 - (i) Name of the all Injured and Deceased Persons with Father's name & Address involved in the accident along with the Registration Number/Owner & Driver name of the accidental vehicle and Policy Copy+ Vehicular documents+ DL Copy of the Accidental Vehicle
 - (ii) Subsequent GDE Extract copy (after returning from the P.O)
 - (iii) Certified Copy of FIR
 - (iv) Sketch Map of the accident spot
 - (v) Certified Copy of Post Moterm Report
 - (vi) Certified copies Injuries Report+ Medico Legal Case Report
 - (vii) Accident Information Report under From '54' Rule 150 (1) and (2) of Central Motor Vehicle Rules 1989
 - (viii) Certified copy of Spot Panchnama
 - (ix) Certified copy of Inquest Report
 - (x) Certified copy of M.V.I. Report
 - (xi) Certified copy of Seizer list
 - (xii) Certified copy of Charge Sheets of Final Report detail
5. Then the petitioner filed the first appeal petition dated 29.7.2019 before the Supdt. Of Police, Sonitpur. Then the petitioner has filed second appeal petition dated 21.10.2019 before this Commission. However, the petitioner was sent back with check list vide Commission's letter No. KP(M).1951/2019/18 dated 17.02.2020. To which he has replied vide letter dated 25.02.2020
6. As a responsible person, he should have mentioned that he has received reply to his RTI petition.

7. Because of the above lapse, the Commission went ahead with first hearing on 3.10.2020. Even at this stage, he could have intimated about receipt of the reply from the SPIO of the Office of the Supdt. of Police, Sonitpur.
8. Due to his non reporting of the facts, another date was fixed for hearing on 22.12.2020, where the SPIO was asked to remain present and thereby time of Commission as well as that of SPIO was wasted.
9. In light of it, the Commission decides not to entertain the RTI second appeal petitions for one year w.e.f. today. The appellant Sri Bikramjit Sarkar is allowed to file an affidavit within one month stating why the above condition should not be imposed on him.
10. With the above order, the second appeal petition dated 21.10.2019 is disposed off.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ KP(M)1951/2019

Dtd. 22.12.2020

Copy to:

1. Sri Numal Mahatta, APS & SPIO of the Addl. SP (HQ), Dist- Sonitpur, Mahabhairab Tezpur for informaion.
2. Sri Mugdhajyoti Dev. Mahanta, SP & First Appellate Authority of the Office of the Suptd. Of Police, Sonitpur, Mahabhairab, Tezpur for information
3. The Appellant, Sri Bikramjit Sarkar, C/O- Shivam Apartment, Flat No 405, 4th floor, G.S. Road Rukmininagar, Ghy-22 for information and necessary action.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Joint Registrar i/c
Assam Information Commission