

Case No. : SIC/KP(M)178/2021  
Complainant/ Appellant : Sri Joydeb Das  
Respondent : SPIO, Directorate of Vigilance & Anti Corruption  
Date of Hearing : 14/09/2021  
Complaint/ Second : Dr. A.P.Rout,  
Appeal heard by State Chief Information Commissioner, Assam

**O R D E R**  
**14/09/2021**

1. The petitioner Sri Joydeb Das is present. The petitioner has filed his RTI application dated 12/04/2021 seeking following information:  
(a) Please furnish case registered during the period 2016-17 to till date, along with case no. and against to whom registered.
  - Please furnish number of cases disposed off with status.
  - Please furnish number of cases is under investigation on Preliminary Enquiry and Regular Enquiry.
2. In pursuance to Commission's earlier order dated 20.8.2021, the hearing was taken today.
3. The Public Authority is represented by Mojibur Rahman, IPS, SPIO cum S.P Vigilance & Anti Corruption.
4. The appellant has mentioned that there is discrepancy in the figure replied to him vide letter no. DGVA/RI/RTI/2021/1152 dated 13.5.2021 and letter no. DGVA/RI/RTI/2021/1526 dated 25/6/2021.
5. The SPIO has already clarified that the reply given to him vide letter dated 25/6/2021 is correct.
6. On that, the petitioner has raised issue of discrepancy in some figure regarding issue and disposal of cases which is clarified.

The number of disposed cases may be greater than the number of registered cases during a particular period, as cases of earlier period may be disposed off during that period.
7. After that the petitioner again pointed out that plea u/s 8(h) of RTI Act, 2005 in non furnishing the case number and section of law of all the pending cases is not tenable(i.e., the investigation and prosecution will be affected) u/s 8(h) of RTI Act, 2005.

The Commission agrees to it and **directs the SPIO not to furnish the name of the complainant and alleged accused persons. However, case number and section of law of all the pending cases relating to RTI petition be furnished to the petitioner.**
8. In view of the above, the instant 2<sup>nd</sup> appeal petition dated 2.7.2021 is disposed off.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission

**Memo No. SIC/KP(M).178/2021**

**Dtd. 14.9.2021**

Copy to:

1. The SPIO of Directorate of Vigilance & Anti Corruption, Srimantapur, Guwahati 781032 for information and necessary action as ordered above.
2. The petitioner Sri Joydeb Das, S/O Lt. Karunamoy Das, House No.16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Ghy-25, Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Secretary & Registrar  
Assam Information Commission