



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/DBR.5/2021
Appellant : Sri Vijay Pandey
Respondent : The SPIO, O/o the Superintendent of Police, Dibrugarh
Date of hearing : 09.11.2021
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R

09.11.2021

The appellant is absent.

The SPIO, o/o the Superintendent of Police, Dibrugarh is absent without step.

The 1st appellate authority, o/o the Superintendent of Police, Dibrugarh is not represented and he has not submitted written statement in respect of action taken to dispose the 1st appeal petition dated 08.11.2020. Notices have been served upon the SPIO and the 1st appellate authority of SP's office, Dibrugarh on 21.10.2021.

Perused the case record. The appellant submitted one application dated 09.10.2020 under the RTI Act, 2005 before the SPIO, o/o the Superintendent of Police, Dibrugarh, seeking certain informations. The informations were furnished to him by the SPIO & ASP, HQ, Dibrugarh vide letter no. SPDBR.17013/16/2020-Reader-office of SP-Dibrugarh dated 07.11.2020. The appellant was not satisfied with the informations provided with against his RTI application dated 09.10.2020 for which he submitted 1st appeal petition dated 08.11.2020 before the FAA of SP's office, Dibrugarh. The FAA of SP's office, Dibrugarh did not arrange hearing for disposal of the 1st appeal petition for which the appellant preferred 2nd appeal before the Commission which was received on 01.03.2021.

Seen the RTI application dated 09.10.2020 and the informations furnished by the SPIO. The appellant sought for posting orders, duration of service of one Sri Rajib Saikia, Inspector and Officer-in-charge Dibrugarh Police Station in different Police Station of Assam during his service period. The SPIO informed the petitioner that the sought for informations could not be furnished since it is exempted under section 8(1)(j) of the RTI Act, 2005. It is also seen that the SPIO did not explain the reasons for non-furnishing of the informaions as to why it has been exempted. The FAA is seen to have not arranged hearing of 1st appeal. **Therefore, the Commission returns the copies of the 1st appeal as well as 2nd appeal petition to the FAA of SP's office, Dibrugarh. He is directed to dispose the 1st appeal petition as per provision of the Act.**

With the above directions, the 2nd appeal is hereby disposed of.

Sd/-

(Kanak Ch. Sarma)

State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Secretary & Registrar
Assam Information Commission

Copy to:

1. The SPIO, O/o the Superintendent of Police, Dibrugarh, Dist.- Dibrugarh, Assam, Pin- 786 001 for information and necessary action.
2. The First Appellate Authority, o/o the Superintendent of Police, Dibrugarh, Dist.- Dibrugarh, Assam, Pin- 786 001 for information and necessary action.
3. The Appellant, Sri Vijay Pandey, Chapori Path, Chiring Chapoi, PO & Dist.- Dibrugarh, Assam, Pin- 786 001 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.



Secretary & Registrar
Assam Information Commission