

Case No. :SIC/KP(M)422/2021
Complainant/ Appellant : Joydeb Das
Respondent :SPIO, Personnel (A) Department,Dispur
Date of Hearing : 05/02/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
05/02/2022

1. The petitioner Sri Joydeb Das has filed one RTI petition on 20.09.2021 before the PIO, Personnel (A) Department, Dispur seeking following information:-
(a) Whether Sri Tonmoy Pratim Borgohain, ACS is served as Sr. Block Development Officer at Dima Hasao during the period 2003 to 2007, if yes, please furnish following details:

- Whether any case has been registered by CBI if yes, please furnish case number and where the case of misappropriation took place along with the details of financial irregularities he was involved.
- Whether any correspondence was made by CBI, if yes, please furnish copy of the same.
- If any case has been filed by Shri Tonmoy Pratim Borgohain in connection with case registered by CBI if yes, please furnish a copy of the same(case no., court order etc.)
- If any departmental proceeding drawn against him if yes, please furnish a copy of the same with copy of enquiry report and copy of written statement submitted by Shri Tonmoy Pratim Borgohain if any.
- If no any departmental proceeding drawn against him, please furnish reason thereof.
- Please furnish in details of the date wise posting and promotion of such officer since joining to till date.

2. On non-receipt of any information, the petitioner filed 1st appeal before the 1st Appellate Authority/Principal Secretary, Personnel (A) Department, Secretariat, Dispur on 15.11.2021 and then he filed 2nd appeal before the Commission on 22.12.2021.

Accordingly, the matter was taken up for physical hearing.

3. The Deputy Secretary to the Govt. of Assam, Personnel (A) Department sent an email dated 3.2.2022 stating that SPIO is on medical leave w.e.f. 21.1.2022, however, he did not mention up to which date he is on medical leave.
4. It is normally practised in the government that when an officer avails E.L.(Earned Leave), the charge is assigned to another officer, but the letter written by Deputy Secretary did not mention to whom the charge is assigned and up to what date the present SPIO is on E.L.
5. In view of the above, the Commission is not in a position to decide the fate of the case.
6. The petitioner Sri Joydeb Das has also sent an email dated 5.2.2022 stating that due to his illness he is unable to attend today's hearing.
7. In light of it, the Commission has decided to hear the matter again.

Fix another date of hearing in the month of May 2022.

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

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/KP(M)422/2021

Dtd. 5.2.2022

Copy to:

1. Shri Niraj Verma, IAS, Principal Secretary, Department of Personnel & Administrative Reforms and Training, Block A, Assam Secretariat, Dispur, Guwahati 6 for information.
2. Shri Ratan Kumar Das, Deputy Secretary to the Govt. of Assam, Personnel (A) Department for information and necessary action.
3. The SPIO, Personnel (A) Department, Dispur, Guwahati 06 for information and necessary action.
4. The petitioner Sri Joydeb Das, S/O Lt. Karunamoy Das, H.No.16, Kushal Konwar Road, Near Mayur Krishna Cinema Hall, Ambari Fatashil, Guwahati 25 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Secretary & Registrar
Assam Information Commission