

**Case No.** : SIC/KP(M)374/2021  
**Complainant/ Appellant** : Joydeb Das  
**Respondent** : SPIO, Directorate of Vigilance & Anti-Corruption,  
Srimantapur, Guwahati 32  
**Date of Hearing** : 07/02/2022  
**Complaint/ Second** : Dr. A.P.Rout,  
**Appeal heard by** State Chief Information Commissioner, Assam

**O R D E R**  
**07/02/2022**

1. The petitioner Sri Joydeb Das has filed one RTI petition on 24.08.2021 before the SPIO, Directorate of Vigilance & Anti-Corruption, Srimantapur, Guwahati seeking following information:-
  - (a) Please furnish times need to be required for disposed off a case after registered Preliminary Enquiry and Regular Enquiry, if any, prescribed guidelines, please furnish a copy of the same.
  - (b) Whether any Govt. approval needs for registered PE and RE if yes, please furnish name of the department.
  - (c) Please furnish date with case no. wise letter sent to Govt. for approval to registered PE and RE during the period 2016-17 till date along with letter number with reference.
  - (d) Whether any reminder letter was sent to the Govt. for delay of approval to registered PE and RE during the period 2016-17 till date if yes, please furnish a copy of the same with case number.
2. On not being satisfied with the information received, the petitioner filed 1<sup>st</sup> appeal before the 1<sup>st</sup> Appellate Authority/The Deputy Inspector General of Police, Vigilance & Anti-Corruption, Srimantapur, Guwahati on 19.10.2021 and then he filed complaint petition u/s 18(1) of the RTI Act, 2005 before the Commission on 15.11.2021.

Accordingly, the matter was taken up for physical hearing.

3. The petitioner Sri Joydeb Das is present.
4. The Public Authority is represented by Sri Mojibur Rahman, IPS, SPIO cum SP, Vigilance & Anti-Corruption, Assam.
5. In today's hearing on reply to query No.1 of the RTI petition, the SPIO clarified that preliminary enquiry time limit is for three months and for regular enquiry it is six months and the SPIO on being asked by petitioner on the guidelines stipulating the time span, the SPIO said that the guidelines can be shared with the petitioner within one week.
6. Regarding point no. 4 of the RTI petition, the petitioner wanted to know *quote* Whether any reminder letter was sent to the Govt. for delay of approval to registered PE and RE during the period 2016-17 till date if yes, please furnish a copy of the same with case number *unquote*. The SPIO vide his letter no. DGVA/RI/RTI/2021/3125 dated 16.10.2021 and written statement vide no. DGVA/RI/RTI/2022/516 dated 5.2.2022 mentioned that the information attracts the provision of Section 8(g) of the RTI Act, 2005 which states "source of information or assistance given in confidence for law enforcement and security purpose is exempted."

To this the petitioner said that how the reminder letter will reveal the source of information or assistance, to which the SPIO clarified that with the reminder letter they always enclose preliminary enquiry where the name and information

given by the complainant/source is enclosed, hence, this will attract the provision of Section 8(g). However he mentioned that reminder letter alone does not carry the details of the source or assistance.

7. In light of it, the Commission directs the enclosed letter where name and specific information given by the source is available need not be provided to the petitioner, but routine reminder letter issued to the concerned authority which does not come under section 8(g) of the RTI Act,2005 (as it is not going to reveal the source of information or assistance) to be given to the petitioner within one month.
8. In view of the above, the case is disposed off.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission

**Memo No. SIC/KP(M) 374/2021**

**Dtd. 7.2.2022**

Copy to:

1. The SPIO, Directorate of Vigilance & Anti-Corruption, Srimantapur, Guwahati 781032 for information and necessary action.
2. 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.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Secretary & Registrar  
Assam Information Commission