

OFFICE OF THE
ASSAM INFORMATION COMMISSION

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Case No. : SIC/OS 13/2021
Complainant/ Appellant : Rajesh Kumar
Respondent : SPIO/AIGP(Admin), Office of the Director General
of Police, Guwahati 07
SPIO, O/o the Commissioner of Police, Panbazar,
Guwahati 01
Date of Hearing : 30/03/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
30/03/2022

1. In continuation of order dated 2.3.2022.i.e.
The petitioner Sri Rajesh Kumar has filed his RTI petition before the AIGP (Admin), Assam Police Headquarters, Ulubari, Guwahati on 11.5.2021 seeking following information:
(a) Whether the corresponding office made any effort to clear the bills. If not, what was the reason?
(b) Whether the bills were cleared and payment was made to Rajesh Kumar? If yes, kindly furnish further details about the transaction? If no, whether the SSP office, Guwahati Police attempted to make any communication to inform Mr. Rajesh Kumar of further cooperation in clearing the bills.
(c) What is the name of the officer who was responsible for clearing the bills at that time?
(d) Does the Assam Police acknowledge the said bills?
2. On 16.6.2021, he filed a complaint petition before the Commission. As the complaint petition was not in a proper format he was intimated accordingly by the Commission on 6.9.2021.
3. Then on 27.9.2021 the petitioner again resubmitted a complaint petition before the Commission and accordingly, the matter was taken up for hearing.
4. The petitioner has sent an email dated 9.12.2021 stating that as he stays in Jammu, it is not possible for him to attend the hearing and asked to take necessary action as per his complaint petition.
5. The Inspector General of Police (A), Assam, Ulubari, Guwahati has submitted a written statement dated 1.3.2022 stating that SPIO is on election duty and on his/her behalf the Inspector General Of Police has submitted the written statement stating that information has been furnished to the petitioner vide Headquarters Memo No. G(RTI)/VI/143/2021/6 dated 30.7.2021 which is enclosed.
6. On perusal of this letter, it is seen that a very casual letter was written by Assistant Inspector General of Police & PIO, Ulubari, Guwahati vide memo No. G(RTI)/VI/143/2021/6 dated Guwahati 30th July 2021 stating that bills were sanctioned from Assam Police HQ and the sanctioned letters were sent to the then Senior Superintendent of Police, Guwahati. This letter did not mention on which date this sanction order was issued and if issued long back why no payment is made.
7. Since it is a complaint petition which requires proper enquiry into the case, the SPIO i/c, Office of Assam Police Headquarters, Guwahati and SPIO, O/o

the Commissioner of Police, Guwahati City are directed to appear on next date with specific records relating to requisition of vehicles and payment.

8. Accordingly, the hearing is taken up today i.e., 30.3.2022
9. In today's hearing, the petitioner is absent without any intimation.
10. The Public Authority is represented by Sri Ashim Kumar Dey, Deputy S.P., Assam Police Headquarters and he is accompanied by Sri Hemanta Kumar Das, DCP(A), Police Commissionerate, Guwahati.

Sri Ashim Kumar Dey has appeared on behalf of PIO, O/o the Assam Police Headquarter, Ulubari, Guwahati.

11. Sri Ashim Kumar Dey has mentioned that two vehicles of the complainant were requisitioned by Assam Police. vide letter no. S/XIV-20/2013-21 dated Guwahati 7.5.2013 and letter no. S/XIV-251/2011/88 dated 17.2.2016 sanctioned requisite charge amounting to Rs 6,29,210.00/- and Rs 12,90,549.00/-. He said that the petitioner was replied to the RTI query vide letter no. G(RTI)/VI/143/2021/6 Dated Guwahati 30th July 2021 but the above letter was sent in a casual manner without having facts and figures with that letter the petitioner would not have been aware of the position of sanctioned amount.

Had this letter been sent with due care and diligence with the facts as stated today, probably the Commission would not have wasted the time on the RTI 2nd appeal.

The SPIO of the Office of Assam Police Headquarter may please take a note of it.

12. Sri Hemanta Kumar Das, APS, DCP(A), Police Commissionerate, Office of the Assam Police Headquarter, Ulubari, Guwahati has stated that these two bills amounting to Rs 6,29,210.00/- and Rs 12,90,549.00/- respectively were sanctioned way back in 2012-13.

One bill pertaining to 2016 of the same complainant and same vehicle as sanctioned in 2016 has already been credited to his account.

13. As regards to two bills (four sanctioned letters) amounting Rs 6,29,210.00/- and Rs 12,90,549.00/- respectively 2012-13, it is to mentioned that earlier system was not account payee and due to non payment at that period of time and in compliance to Government instruction the sanctioned amount was surrendered/deposited to treasury.

14. Now since the complainant/petitioner is asking for payment of these bills, the sanctioned letters are to be revived and the deposited/surrendered amount is to be revived and only after that payment can be made to the complainant. The completion of the procedure will take some more time.

15. The Commission accepts the deposition and advises the SPIO to render necessary assistance to the petitioner as it is his legitimate dues and bills are pending for so long.

16. The complainant is advised to personally contact Sri Hemanta Kumar Das, APS, DCP(A), Police Commissionerate, Phone No.6026900536, Email Id hemantokrdas@gmail.com to sort out the problem.

17. 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/OS 13/2021

Dtd. 30.3.2022

Copy to:

1. The SPIO i/c, Office of the Assam Police Headquarters, Ulubari, Guwahati for information.
2. The SPIO, O/o the Commissioner of Police, Panbazar, Guwahati for information.
3. The petitioner Shri Rajesh Kumar, Village Tapyal, Teh- Ghagwal, Dist. Samba, Jammu & Kashmir 184141 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission