

OFFICE OF THE
ASSAM INFORMATION COMMISSION

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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Case No. : SIC/KPM.248/2022
Complainant/ Appellant : Harinarayan Pathak
Respondent : SPIO, O/o the Director General of Police,
Assam Police Headquarter, Ulubari,
Guwahati 07
Date of Hearing : 23/06/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
23/06/2022

1. The petitioner Sri Harinarayan Pathak has filed one RTI petition before the SPIO, O/o the Director General of Police, Assam Police Headquarter, Ulubari, Guwahati on 4.2.2022 seeking following information:
 - (i) Name with detailed address of the Competent Authority, to whom submit with Complaint or to lodge Criminal F.I.R., as the case may be in respect of unauthorised forceful Grabbing of Land of citizen for redress of Grievance in terms of the Assam Land Grabbing (Prohibition) Act, 2010 (Assam Act No. XXI of 2011) which received assent of the President of India on 28.10.2011 in documentary proofs in official notification/official guidelines, issued from the authority of D.G.P. Assam, Assam Police Headquarters, Guwahati.
2. Reportedly on not getting any information, the petitioner filed 1st appeal before the 1st Appellate Authority, O/o the Director General of Police, Assam Police Headquarters, Ulubari, Guwahati on 21.3.2022.
3. The Assistant Inspector General of Police & PIO, Assam, Ulubari, Guwahati sent a reply to the petitioner on 1.4.2022.
4. The petitioner then filed 2nd appeal before the Commission on 24.5.2022 and accordingly, the matter was taken up for hearing.
5. The petitioner Sri Harinarayan Pathak is present.
6. The Public Authority is represented by Dr.D.P.Ghanwat, IPS, Asstt. Inspector General of Police (A) & PIO, Assam, Ulubari, Guwahati. The SPIO has submitted a written statement dated 22.6.2022 which is taken into records.
7. The petitioner when asked if he is aware whether as per Assam Land Grabbing (Prohibition) Act, 2010, any official notification/guidelines is required to be issued from Director General of Police, Assam or not?

The petitioner replied that he is not aware of it.
8. Reply of SPIO is also not quoting the provisions of said Act on the subject of issuing of any guidelines from the Director General of Police, Assam.
9. However, the Commission would like to point out that Assam Land Grabbing (Prohibition) Act, 2010 has been contested at the High Court of Guwahati and court order has been issued in this connection.
10. In light of the above, both the SPIO and the petitioner are asked to look into the above aspect and take necessary action in furnishing/non furnishing of the information.
11. The case is disposed off.

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

Authenticated true copy.
Sd/-
Registrar
Assam Information Commission

Copy to:

1. The SPIO, O/o the Director General of Police, Assam Police Headquarters, Ulubari, Guwahati Assam for information and necessary action.
2. The petitioner Sri Harinarayan Pathak, Padumpukhuri, Uzanbazar, Guwahati 781001 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission