

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/DHR.87/2021
Complainant/ Appellant : Shri Biswanath Kundu.
Respondent : The SPIO, O/o the Deputy Secretary to the Govt. of Assam, Health & Family Welfare Deptt. Dispur, Guwahati.
Date of Hearing : 04-04-2022
Complaint/ Second Appeal heard by : Dr. Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
04-04-2022

1. The appellant Shri Biswanath Kundu is absent, He has however sent a 15 (fifteen) page statement as part of his complaint by e-mail to the Commission dated 04.04.2022. The appellant has however also not cited any reason for his absence in today's hearing.
2. Shri P.C. Sarma, SPIO and Under Secretary to the Govt. of Assam, Health & Family welfare Department, Govt. of Assam is present. He is assisted by Smti Shobhna Gogoi, Sr. A.A of the Department. The SPIO has also submitted a written statement running into 26 (twenty-six) pages.
3. From records it is seen that the complainant Shri Biswanath Kundu submitted one RTI application to the SPIO, Health & Family welfare Department, Govt. of Assam, on 16.10.2021 seeking certain informations about the death of one Shri Satya Ranjan Kundu the complainant claimed to be his uncle. On 28.12.2021 the SPIO transferred the said RTI application to the Managing Director, National Health Mission, Assam, and Director of Health Services, Assam. On 19.02.2022 the Joint Director of Health Services, Bongaigaon, provided point wise information to the complainant Shri Biswanath Kundu. But even before that on 11.12.2021 Shri Biswanath Kundu submitted a complaint in this Commission and hence this hearing today.
4. During today's hearing which was held despite the absence of the complainant the SPIO, Health and Family Welfare Department, Govt. of Assam, reiterated that the information sought by Shri Biswanath Kundu had been already provided. The SPIO has also submitted along with the written statement a copy of the letter written by the Joint Director of Health Services, Bongaigaon to Shri Biswanath Kundu on 19.02.2022.
5. In an affidavit submitted by the complainant Shri Biswanath Kundu today by e-mail it has been contended that though he has been given some informations as sought he has insisted that he be supplied copy of the death certificate of one Shri Satya Ranjan Kundu who the complainant claimed to be his uncle. The SPIO during today's hearing said that while the said death certificate has been already furnished to the next of kin of the deceased person following a procedure to the next of kin, as such there is no scope for furnishing the certified copy of the death certificate because it has been already provided to the concerned authority (next of kin) and that the complainant has been advised to apply to the Registrar of Birth & Death, O/o the Joint Director of Health Services, Bongaigaon for issue of duplicate certificate.
6. The written submission made by the complainant through e-mail today running into 15 (fifteen) pages gives a misapprehension that Shri Biswanath Kundu is not satisfied with the

information provided to him. But the SPIO during today's hearing said that there is no scope under the provisions of issuing of birth & death certificates to issue a copy of death certificates to the RTI applicant. But despite that he has been already advised to apply for a duplicate copy to the proceeding.

7. In view of the above, this 2nd Appeal is hereby disposed of without any order.

Sd/-
(Dr. Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/DHR.87/2021

Dated: 04-04-2022

Copy to:

1. The SPIO, O/o the Deputy Secretary to the Govt. of Assam, Health & Family Welfare Deptt. Dispur, Guwahati, PIN Code 781006, for information.
2. The petitioner, Shri Biswanath Kundu, S/o Mr. Mohanta Kundu (Late), Pound Road, W/No4, Dhubri, PIN Code 783301 Assam, for information.
3. Computer section for uploading in the website.
4. Office File.
5. Order Book.

Secretary & Registrar
Assam Information Commission.