

**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/KAN 19/2021
Complainant/ Appellant : Sri Jintu Hazarika
Respondent : SPIO, O/o the Principal Secretary, Karbi Anglong Autonomous Council (KAAC), Diphu, Karbi Anglong, Assam
The Joint Secretary, Dept. of Revenue, Karbi Anglong Autonomous Council (KAAC), Diphu, Karbi Anglong, Assam
Date of Hearing : 30/11/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
30/11/2022

1. In continuation of earlier order dated 29.10.2022, the matter was taken up for hearing.
2. The petitioner Sri Jintu Hazarika is present.
3. The SPIO is represented by his Advocate Miss Vipikali Shohe.

The Advocate appearing on behalf of the SPIO Sri Tensing Rongpi, Joint Secretary, Department of Revenue (CALA), Karbi Anglong Autonomous Council has submitted two affidavits marked as A and B and in affidavit A enclosing medical certificate stating illness of the SPIO and advising seven days rest by the Doctor.

However, the medical certificate is not accompanied by the nature of treatment, medicine voucher etc. Further, the medical certificate does not mention whether during the rest period the SPIO was on leave or without leave.

4. In the affidavits marked as A and B, some contradictory statements are made. In affidavit B, the SPIO & Joint Secretary Department of Revenue (CALA), Karbi Anglong Autonomous Council in his statement mentioned that the information are exempted under Section 8(1)(g), Section 8(1)(e) and Section 8(1)(j) of the RTI Act, 2005.

In another Affidavit marked as (A), the SPIO & Joint Secretary, Department of Revenue (CALA), Karbi Anglong Autonomous Council mentioned that the funds released to CALA are available in the official website of the Ministry of Road Transport and Highways, Government of India, New Delhi and Published in the Gazette of India. The Joint Secretary in his statement also mentioned to deposit the cost for furnishing the documents.

5. While explaining the contradiction, the Advocate representing the SPIO asked for another date of hearing on behalf of his client and his presence at the hearing.

6. Fix 8.12.2022 at 12:00 PM as the next date of hearing.

The SPIO & Joint Secretary, Department of Revenue (CALA), Karbi Anglong Autonomous Council to personally remain present on the next date of hearing with all the connected documents.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KAN 19/2021

Dtd. 30.11.2022

Copy to:

1. The Principal Secretary, Karbi Anglong Autonomous Council (KAAC), Diphu, Karbi Anglong, Assam for information .
2. Miss Vipikali Shohe, Advocate appearing on behalf of the SPIO, Department of Revenue (CALA),O/o the Principal Secretary, Karbi Anglong Autonomous Council (KAAC), Diphu for information.
3. Sri Tensing Rongpi, SPIO & Joint Secretary, Department of Revenue (CALA),O/o the Principal Secretary, Karbi Anglong Autonomous Council (KAAC), Diphu, Karbi Anglong, Assam for information and necessary action. He is to remain present on the next date of hearing i.e., on 8.12.2022 at 12 Noon.
4. The petitioner Jintu Hazarika, Howraghat, Ward No.1, P.O. Howraghat, Dist. Karbi Anglong, Assam for information. He is to remain present on the next date of hearing i.e., on 8.12.2022 at 12 Noon.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar
Assam Information Commission