

No: A/169(I)/SCIC - 2016

MANIPUR INFORMATION COMMISSION

*SECRETARIAT NORTH BLOCK, GROUND FLOOR,
BEHIND WESTERN BLOCK,
IMPHAL, MANIPUR.*

Appeal Case No. 169 of 2016

Shri A. Keshorjit Singh – Appellant

-vs-

The SPIO/Director (JNIMS), Porompat, Imphal East, Manipur and another – Respondents

DECISION

Dated 30 March, 2017

The FAA is represented by Dhaneswori, OSD. Ksh. Ramdhon, S.O (G) represents the SPIO/Director, JNIMS. The appellant is also present.

During hearing today, the appellant submitted that the SPIO/Director (JNIMS), upon receipt of the documentary evidence of Dr. P. Dakeswar, Associate Professor (JNIMS) indulging in private practice in LEO Clinic, Singjamei Chingamakha, Imphal as produced by the appellant himself, should have committed to take up action against the said doctor. As such his reply dt.20-3-17 that no question of providing misleading information arises in respect of information No. 1 is not maintainable and SPIO should be penalized for providing misleading information.

The representative of the FAA submitted a written statement from Deputy Secretary (Health & FW) dt.30-3-17 stating therein that there was no any prior report/information on the alleged private practice indulged by Dr. P. Dhakeswar, Assistant Professor (ENT) in LEO Clinic, Singjamei Chingamakha, Imphal and since the matter has come to light now, the Director (JNIMS) will be directed to constitute an Inquiring Committee to inquire into the allegation of private practice indulged by the Assistant Professor for taking up necessary action, if found proven.

Upon hearing from both parties and perusal of case records in file, the Commission observes that information as it was available in the office records was furnished to the appellant by the SPIO in his reply dt.20-1-2017. The Commission also is of the opinion that the SPIO's subsequent reply dt.20-3-17 that no question of providing misleading information arises as per office records is maintainable as he had no prior record in his office of alleged involvement of the Dr. P. Dhakeswar in a private clinic.

However, as the appellant has produced certain documents of involvement of Dr. P. Dhakeswar in LEO Clinic which is a private clinic and as assured by the Deputy Secretary (Health & FW), the Commission directs the Commissioner (Health) to instruct the Director

(JNIMS) to constitute an Inquiring Authority to inquire into the allegation of private practice indulged by Dr. P. Dhakeswar and if found proven, to take necessary action as per JNIMS Service Rules in force. The Commission also directs the Commissioner (Health) to direct the Director (Health Services), Govt. of Manipur and Director (JNIMS) to inquire into involvement of any Govt. doctors in private practices and private clinics in contravention of their Service Rules and to take up necessary action as per rules against any erring doctor within a period of 2 (two) months.

With the above direction, the appeal case is closed.

Sd/-
(Th. Ibobi Singh)
State Chief Information Commissioner,
Manipur Information Commission.

Authenticated:

m 30.3.17
(L. Premananda Singh)
Deputy Registrar (Judi. II)
Manipur Information Commission



Copy to: -

1. The FAA/Commissioner (Health & FW), Govt. of Manipur.
2. The SPIO/Director (JNIMS), Porompat, Imphal East, Manipur.
3. The SPIO/Director (Health), Govt. of Manipur.
4. ✓ Shri A. Keshorjit Singh. # 8413991116

A. Keshorjit Singh
15-4-17

6/4/17

