

RTI URGENT/ REGD POST/ E-MAIL

**STATE POLICE ACCOUNTABILITY COMMISSION**

**ASSAM : ULUBARI : GUWAHATI-781007**

H. No -95 "AMITABH", Dr. B.K. Kakati Road

Email – [aspolacct@gmail.com](mailto:aspolacct@gmail.com)

No. SPAC/G/RTI/02/2023/18

Dated Guwahati the 12<sup>th</sup> Feb 2024

From : The Secretary & PIO  
SPAC, Assam.

To : Mohd Aasif  
Common Cause, Common Cause House  
5, Nelson Mandela Marg, Pocket 3, Sector C  
Institutional area, Vasant Kunj  
New Delhi-110070  
Email ID – [commoncauseindia@gmail.com](mailto:commoncauseindia@gmail.com)

Ref : Your RTI application dated 10/01/2024 received by this Commission on  
17/01/2024.

Sir,

With reference to the above, I am directed to enclosed herewith the information  
as sought for as per suggested format for your kind information and necessary action

This has an approval of the Hon'ble Commission.

**Enclo** : As stated.

Yours faithfully



Secretary

State Police Accountability Commission  
Assam :: Ulubari :: Guwahati.



THE ASSAM GAZETTE  
EXTRAORDINARY

PUBLISHED BY THE AUTHORITY

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No. 303 Dispur, Tuesday, 18<sup>th</sup> September, 2007, 27<sup>th</sup> Bhadra, 1929 (S.E.)

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GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

HOME (A) DEPARTMENT

NOTIFICATION

The 18<sup>th</sup> September, 2007

No. HMA. 38/2007/Pt.IV/79.—In exercise of the powers conferred by sub-section(2) of Section 1 of the Assam Police Act, 2007 ( Assam Act, No. XX of 2007), the Governor of Assam is hereby pleased to specify the 18<sup>th</sup> September, 2007, as the date on which the said Act shall be come into force.

This notification shall come into force from the date of its publication in the official Gazette.

**RAJIV BORA,**  
Commissioner & Secretary to the Government of Assam,  
Home & Political Department, Dispur

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GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT

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ORDERS BY THE GOVERNOR  
NOTIFICATION.

Dated Dispur, the 17<sup>th</sup> December, 2007

HMA.833/2007/51 : In terms of the provisions of section 70 and 71 of the Assam Police Act, 2007, the Governor of Assam is please to constitute the State Police Accountability Commission with the following persons.

- |  |               |
|--|---------------|
| 1) Justice (Retired) D.N.Chowdhury,<br>Retired Judge, Gauhati High Court.      | - Chairperson |
| 2) Shri D.N.Dutt,IPS (Retd)<br>Ex-DGP ,Assam)                                  | - Member      |
| 3) Mrs. Jahanara Saikia,<br>Retired Professor, Handique Girls' College.        | - Member      |
| 4). Shri D.N.Saikia,IAS:(Retd)<br>Ex-Commissioner & Secretary, Govt. of Assam. | - Member      |

*Rajni Bra* 17/12/07  
Commissioner & Secretary to the Govt. of Assam,  
Home & Political Department, Dispur, Guwahati-6.

Memo NO. HMA.833/2007/51 -A  
Copy to :-

Dated Dispur, the 17<sup>th</sup> December, 2007.

1. The P.P.S. to the Hon'ble Chief Minister, Assam, for appraisal of Chief Minister.
2. The Secretary to the Govt. of India, Ministry of Home Affairs, New Delhi..
3. The P.S. to the Chief Secretary, Assam, for appraisal of Chief Secretary.
4. Member concerned.....
5. The Director General of Police, Assam, Ulubari, Guwahati-7
6. All. Addl. Director General of Police, Assam, Ulubari, Guwahati-7
7. P.S. to the Secretary, Parliamentary Affairs Department .
8. P.S. to the Principal Secretary, to the Chief Minister, Assam..
9. P.S. to the Principal Secretary, to the Home & Political Department, Assam.
10. P.S. to the Commissioner & Secretary, to the Home & Political Department, Assam
11. P.S. to all Commissioner & Secretaries, Assam. Dispur, Guwahati.
12. The Legal Remembrancer, Judicial Department, Assam, Dispur.
13. The Inspector General of Police( A), Assam, Ulubari,
14. All Deputy Commissioner.....
15. All Superintendent of Police.....
16. The Deputy Director, Assam, Govt. Press Bamunimaidan, Guwahati-21 for immediate publication of the above Notification in the next issue of the Assam Gazette.

By order etc,

*all* 17.12.2007  
Joint Secretary to the govt. of Assam,  
Home (A) Department, Dispur, Guwahati-6:

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**Reply on Point No. 1** – Copy of the Assam Govt. Notification / Order constituting the State Police Accountability Commission, Assam under the Assam Police Act, 2007 is provided. (District PCA is not yet established /functioning)

**Reply on Point No. 2** – information on complaint received from 1<sup>st</sup> January, 2020 to 30<sup>th</sup> December, 2022, is provided as per suggested format below -

Year		Total Received		Suo-moto inquiry		Admitted for inquiry by PCA		Closed without inquiry by PCA	
		State PCA	District PCA	State PCA	District PCA	State PCA	District PCA	State PCA	District PCA
2020	<b>Serious misconduct</b> (Death in police custody/ Grievous hurt/ molestation, rape, attempt to rape/ arrest or detention without due process /forceful deprivation /blackmailing or extortion)	55	Not yet established	9 (included 230)	Not yet established	230	Not yet established	All cases disposed till the furnishing this report	Not yet established
	<b>Any other</b> (non-serious misconduct – Police inaction / negligence/ delay in investigation/harassment/atrocities/ misbehavior/threatening /misuse of power/perfunctory investigation/miscellaneous matters	175							
	<b>Total</b>	<b>230</b>							
2021	<b>Serious misconduct</b> (Death in police custody / Grievous hurt/ molestation, rape, attempt to rape/ arrest or detention without due process /forceful deprivation /blackmailing or extortion)	40	Not yet established	4 (included 243)	Not yet established	243	Not yet established	All cases disposed till the furnishing this report	Not yet established
	<b>Any other</b> (non-serious misconduct – Police inaction / negligence/ delay in investigation/harassment/atrocities/ misbehavior/threatening /misuse of power/perfunctory investigation/miscellaneous matters	203							
	<b>Total</b>	<b>243</b>							
2022	<b>Serious misconduct</b> The Assam Police Act, 2007 has substantially been amended by the Assam Police (Amendment) Act, 2021 which received the assent of the Governor on 24/01/2022 as notified in the Assam	232	Not yet established	7 (included 232)	Not yet established	7 Suo moto cases are admitted	Not yet established	All cases disposed till the furnishing this report	Not yet established

	Gazette on 27/01/2022. AS after the Assam Police (Amendment) Act, 2021 the jurisdiction of the Commission is only to enquiry into the allegations of "Serious misconduct" as defined in the explanation to Sub-Section (1) of Section 78 i.e, only in respect of any act or omission of a police officers that leads to or amounts to (a) Death in police custody (b) Grievous hurt, as defined in Section 302 of the Indian Penal Code, 1960 and (c) Molestation, rape or attempt to committing rape								
	<b>Any other</b> Non-serious misconduct – not within the purview of the Commission as per amendment Act.								
	<b>Total</b>	<b>232</b>							

Reply for Point No. 3 & 4 – As per suggested format below :-

Year		Departmental Enquiry	Registration of FIR	Any other (please specify the recommendation)
2020	State PCA	10	NIL	NIL
	District PCAs (not yet establish in the State of Assam)			
	<b>Total</b>	<b>10</b>		
2021	State PCA	6	NIL	NIL
	District PCAs (not yet establish in the State of Assam)			
	<b>Total</b>	<b>6</b>		
2022	State PCA	NIL	NIL	NIL
	District PCAs (not yet establish in the State of Assam)			
	<b>Total</b>	<b>NIL</b>		

**Reply for point No. 5-**

1. At the direction of the Hon'ble Commission, DPs were drawn up and disposed of by the authority concerned. Findings of the DPs may be collected from the DGP, Assam's office.
2. Latest Annual Report for the year 2023 is under preparation
3. Rules of the Commission furnished to the Govt. of Assam for consideration and approval (copy could not be provided until approval from the Govt.)



Secretary,  
State Police Accountability Commission  
Assam :: Ulubari :: Guwahati, 781001.