

**OFFICE OF THE ASSAM STATE INFORMATION COMMISSION**  
**JONAKKEE COMPLEX, PANJABARI, GUWAHATI-39**

**Appeal Case No:** HLK.61/2012

**Appellant :** Md. Abdul Layes Mazumdar  
S/O Lt. Abdur Raquib Mazumdar,  
Vill- Bowarghat Pt. I  
PO- Bawarghat Bazar, Dist- Hailakandi  
Assam, PIN - 788164

**Public Authority:** Director, Elementary Education, Assam,  
Kahilipara, Guwahati

**Heard by:** Shri Himangshu Sekhar Das,  
Assam State Chief Information  
Commissioner.

**Appellant was  
Represented by:** present

**Public Authority was  
represented by** Absent

**O R D E R**  
**16.2.2015**

Petitioner/Appellant Md. Abdul Lays Mazumdar is present. His original RTI petition dated 24.11.11 was addressed to the Director of Elementary Education, Kahilipara, Guwahati. The SPIO of the office of the Director, Elementary Education, Assam vide his letter dated 11.12.11 transferred the RTI application to the District Elementary Education Officer, Hailakandi. As per submission of the petitioner/appellant the District Elementary Education Officer has not given any information so far. Thereafter he filed an appeal petition before the Commission. The Commission sent the first appeal petition to the District Elementary Education Officer, Hailakandi vide letter dated 6.8.2012.

Since there is no order of the first Appellate Authority who should have been the District Elementary Education officer, Hailakandi, this appeal petition cannot be entertained as a second appeal petition under Section 19 of the RTI Act, 2005. It is therefore, treated as a complaint

petition under Section 18 of the RTI Act, 2005 and directs the SPIO in the office of the District Elementary Education Officer, Hailakandi to furnish the information, i.e. number of sanctioned posts and number of teachers with their names in Moynul Haque Choudhury Memorial M.E. School, Purbagul, PO-Borhailakandi, Dist. Hailakandi within 15 ( fifteen) days from the date of receipt of this order.

**(H. S. Das)**  
**Assam State Chief Information Commissioner,**  
**Panjabari, Guwahati**

**Authenticated true copy.**

**Secretary & Registrar**  
**Assam State Information Commn.**

**Memo No. HLK.61/2012/26-A**  
**Copy to:**

**dtd. 16-02-2015**

1. The Director, Elementary Education, Assam, Kahilipara, Guwahati for information & necessary action.
2. The District Elementary Education Officer, Hailakandi, Assam for information & necessary action.
3. The SPIO, Office of the District Elementary Education Officer, Hailakandi, Assam for information & necessary action.
4. Md. Abdul Layes Mazumdar, S/O Lt. Abdur Raquib Mazumdar, Vill- Bowraghat Pt. I, PO-Bowraghat Bazar, District hailaandi, Assam, PIN- 788 164 for information.
5. Computer Section for uploading in the Website.
6. Office File.

**Secretary & Registrar**  
**Assam State Information Commission**