

**OFFICE OF THE ASSAM STATE INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-37**

Appeal Case No: NGN.13/2015

Date of hearing 6-5-2015

Appellant : Md. Nurul Islam, Advocate

Public Authority: Smti Sweety Gogoi Kalita,
SPIO & Deputy Secretary, Education
(Secondary) Deptt.

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

O R D E R

The petitioner Md. Nurul Islam, Advocate is represented by Md. Siddiqur Rahman, as authorized by the petitioner. The Public Authority is represented by Smti Sweety Gogoi Kalita, SPIO and Deputy Secretary, Education Department, Govt. of Assam and Sri Dilip Ch. Sarma Kondoli, Joint Secretary, Secondary Education Department, Govt. of Assam. The case is taken up for hearing in presence of both the parties.

It is seen from the case records that the petitioner has not received any response to his RTI petition dated 25-9-2014 and his first appeal petition dated 25-11-2014. The petitioner did not get any response from the public authority. Hence he has filed the second appeal petition on 2.1.15 before this Commission.

The information sought for relates to minutes of the Cabinet decision taken on 16-7-2014 with regard to the appointment of the fixed pay teachers in different High and Secondary schools in 2001. In course of todays hearing the petitioner himself produced before the Commission a copy of letter from Judicial Department, No. JDJ.297/2014/33 dated 23rd April, 2015 from the SPIO and Joint L.R and Joint Secretary to the Govt. of Assam , Judicial Department, containing the sought for Cabinet decision dated 16-7-2014. Since the information sought for has already been received from the Judicial Department, Govt. of Assam, the Commission does not see any justification in the second appeal petition, asking for the same information from another department of the State Govt.

Hence, the second appeal petition is dismissed.

**Sd/-
(H. S. Das, IAS) (Retd)
State Chief Information Commissioner
Assam**

Authenticated true copy

**Sd/-
Secretary & Registrar
Assam State Information Commission.**

Copy to:

1. Smti Sweety Gogoi Kalita, SPIO & Deputy Secretary, Govt. of Assam, Education (Secondary) Department, Dispur, Guwahati-6 for information.
2. Sri Dilip Ch. Sarma Kandoli, Joint Secretary to the Govt. of Assam, Secondary Education Department, Dispur, Guwahati-6 for information.
3. Md. Nurul Islam, Advocate, Nagaon Bar Association, Nagaon, for information.
4. Computer Section for uploading in the website.
5. Office file.

**Secretary & Registrar
Assam State Information Commission**