



**OFFICE OF THE
ASSAM STATE INFORMATION COMMISSION
JONAKKEE COMPLEX, PANJABARI, GUWAHATI-781 037**

Case No. : **KP(M)554/2013**

Complainant/ appellant : **Smti Oshima Choudhury**

Respondent : **Inspector of Schools, Kamrup (Metro)**

Date of hearing : **17-11-2015**

Complaint/ Second appeal heard by : **Shri H.S. Das, IAS (Retd)
Chief Information Commissioner, Assam**

O R D E R

1. Smti Manju Rani Barkatati , D.I of schools, Guwahati is present. The petitioner Smti Oshima Choudhury is absent without any information. Her petition dated 19-8-2013 is taken up for hearing ex parte in the absence of the petitioner.

2. From perusal of the case records, it is seen that the petitioner filed an RTI application dated 26-6-2013 before the Inspector of Schools, Kamrup Dist. (Metro) . After not receiving any response to her RTI application , she filed a complaint petition dated 19-8-2013 before this Commission. In her complaint petition she prayed for :

- (i) **To provide her the desired information, and**
- (ii) **To impose suitable penalty on the PIO of the Inspector of Schools , Kamrup (Metro)**

3. Since she desired to have the required information vide her prayer dated 19-8-2013 the complaint petition is treated also as an appeal petition under Section 19 of the RTI Act, under which both the information as well as penalty can be given.

4. The Commission has received a letter dated 17-10-2015 from the Inspector of Schools, Kamrup Dist. Circle (Metro), Guwahati , enclosing another letter addressed to the D.I of Schools, Kamrup (Metro), asking her to attend today's hearing with all relevant documents. The D.I of Schools has made a separate written submission dated 16-11-2015, which is entered into the case records. She has enclosed a written reply from Smti Sayeda Arifa Begum, about whom the RTI application was filed. The replies furnished by the D.I of Schools is not satisfactory. The information sought for vide RTI application dated 26-6-2013 relates to the service of a public servant, raising allegations of submission of forged and fake documents, drawal of double Family Pension etc.

5. **The Commission therefore, directs as follows :-**

- i) The D.I of Schools will :-
 - a) Produce the original Service Book of Smti Sayeda Arifa Begum on the next date of hearing,
 - b) To ascertain the year in which Smti Sayeda Arifa Begum passed her Matriculation/ HSLC examination and obtain a copy of her Matriculation/ HSLC certificates, Mark Sheet and Admit Card and produce the same before this Commission on the next date of hearing.
- ii) The DI of Schools has furnished the information regarding question No. 2 and 4 of the RTI application. The Commission directs the D.I of Schools to furnish these two pieces of information to the petitioner by Registered A/D post.
- iii) As regards the allegation of drawal of second pension by Smti Sayeda Arifa Begum from Guwahati Treasury, the Commission directs the D.I of Schools, to ascertain from Guwahati, Dispur and Bamunimaidam Treasuries whether Smti Sayeda Arifa Begum is drawing any Family Pension from any of these Treasuries, and if so particulars thereof. It may also be

indicated whether it is a case of transfer of the Treasury and Bank account by Smti Sayeda Arifa Begum from Sivasagar to Guwahati for the purpose of drawal of her family pension, or whether she is drawing double family pension through 2 (two) different Treasuries and Bank accounts , as alleged.

iv) The petitioner/ complainant is also directed to provide specific information before the next date of hearing with regard to the PPO Nos, Case Mark Nos , and Bank accounts of the pensioner beneficiary, as allegations, alone without any clue may not be sufficient to bring out the information sought for by her.

v) The Commission directs the Treasuries of these 3 Treasuries to provide the factual position in this regard to the D.I of Schools (Kamrup).

vi) The Inspector of Schools, Kamrup District Circle , Kamrup in his letter dated 17-10-2015 is silent as to what action his PIO took on the original RTI petition dated 26-6-2013. The Inspector of Schools, Kamrup Dist. Circle (Metro) is directed to make a written statement explaining this before the next date of hearing.

The Secretary, SEBA is directed to provide necessary information to the D.I of Schools, Kamrup, Chatribari in respect of direction 5 (a)(b) above.

Sd/-
(H. S. Das)
Assam State Chief Information Commissioner,
Panjabari, Guwahati

Authenticated true copy.
Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. **KP(M)554/2013/ -A**

Dtd. 17-11-2015

Copy to:

1. The Inspector of Schools, Kamrup District Circle , Kamrup for information and necessary action.
2. Smti Manju Rani Barkatati , D.I of schools, Chatribari, Guwahati – 781 008 for information and necessary action.
3. Treasury Officer/s of Kamrup Treasury, Dispur Treasury and Bamunimaidam Treasury for information and necessary action.
4. Smti Oshima Choudhury, Flat No. 309, DDA M/G Flats, Sector-18 (B), Dwarka, New Delhi- 110 075 for information.
5. Smti Oshima Choudhury,C/O Mrs. Momi Baishya, House No. 9, By lane-5, Lachit Nagar, P.O- Ulubari, Guwahati- 781 007 for information.
6. Computer Section for uploading in the Website.
7. Office File.

Secretary & Registrar
Assam State Information Commission