



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

Case No. : TSK.1./2014

Complainant/ appellant : Smt. Beauty Gogoi

Respondent : District Elementary Education Officer, Tinsukia

Date of hearing : 20.11.2015

Complaint/ Second : Shri Pinuel Basumatary, IA&AS (Retd)
Appeal heard by : State Information Commissioner, Assam

O R D E R
20.11.2015

Public Authority is represented by (1) Smt. Bani Borthakur, Block Elementary Education Officer, Hafjan, and (2) Sri Kandarpa Saikia, UDA in the said office.

Complainant Smt. Beauty Gogoi is present along with her husband Shri Deba Kumar Gogoi.

Perused the case records. Following is the sequence of important dates:

10.7.13	RTI Application submitted by the Applicant to DEEO, Tinsukia
30.8.13	First Appeal submitted to DEEO, Tinsukia
10.10.13	Appeal filed before the Director Elementary Education, Assam
4.11.13	Appeal forwarded by the Director, Elementary Edn. to DEEO, Tinsukia
3.12.13	Complaint filed by the Applicant to Commission
19.10.15	Hearing Notice by the Commission.
3.11.15	Hearing Notice for the default date.

Perused the written statement submitted by the Appellant wherein she has submitted that she received on 31.7.15 the information she had sought from the BEEEO, Hapjan Block Elementary Education's office. She said in person that she was satisfied with the said information.

Perused the written statement dtd 19.11.15 addressed to the Commission by DEEO, Tinsukia. The DEEO, Tinsukia has submitted that the said application of Smt. Beauty Gogoi had been transferred to the BEEEO, Hapjan through their letter No. EEO/RTI/168/2013/2224 dtd 26.8.13 and had therefore, directed the said BEEEO to be present in the hearing at Commission's office as a concerned PIO.

The BEEO, Hapjan submitted that the delay in furnishing the information sought for by the Applicant was as the same could not be located owing to suspension of the concerned Dealing Assistant.

Records indicate that not only the BEEO did not provide the requisite information in time but also the DEEO did not dispose of, in the capacity of the First Appellate Authority, the First Appeal submitted to him by Smt. Beauty Gogoi on 30.8.13. Further, the Appeal submitted by the Appellant to the Director, Elementary Education, Assam had been forwarded by the letter to the DEEO, Tinsukia through letter No. DEE/RTI/251./2013/4 dtd 4.11.13. There is no evidence of this appeal having been disposed of by the DEEO. Tinsukia.

However, considering that the information sought for by the appellant has been received to her satisfaction, the complaint is hereby disposed of with the direction to the DEEO, Tinsukia and BEEO, Hapjan to comply with the provisions of the RTI Act, 2005 in the time frame stipulated therein.

Sd/-
Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam State Information Commission

Memo No. TSK.1./2014/

Dtd. 20.11.2015

Copy to:

1. The Director, Elementary Education, Assam, Kahilipara, Guwahati-19 with reference to his letter No. DEE/RTI/251./2013/4 dtd 4.11.13.
2. The First Appellate Authority in the office of the District elementary Education Officer, Tinsukia, Assam, PIN- 786125 for information and necessary action.
3. SPIO in the office of the Block Elementary Education Officer, Hapjan Block, Makum, Dist. Tinsukia, Assam for information and necessary action.
4. Smt. Beauty Gogoi, Vill- Gelapukhuri, PO- Gelapukhuri, Dist. Tinsukia, Assam, PIN- 786126 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Secretary & Registrar
Assam State Information Commission