

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

Case No. : DHR.105/2012

Complainant/ appellant : Md Anser Ali Sk

Respondent : District Elementary Education Officer, Dhubri

Date of hearing : 06.11.2015

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

O R D E R
06.11.2015

Both the parties were absent.

Perused the records in the Second Appeal Case. The following is the sequence of events:

10.2.12	RTI Application submitted to DEEO, Dhubri
12.4.12	First Appeal submitted to DEEO, Dhubri
21.4.12	DEEO, Dhubri forwarded the RTI Application to Head Teacher, Kanurirchar L.P. School, Dhubri
20.6.12	Second Appeal filed before the Commission
16.10.15	Hearing Notice

No WS received from the Head Teacher, Kanurirchar L.P. School, Dist. Dhubri. In his Second Appeal filed before the Commission, the Appellant had sought the following direction/action from the Commission:

- I. PIO be directed to furnish the information.
- II. Penalty be imposed on the PIO.
- III. PIO and FAA be reprimanded for disrespect for the law, and
- IV. Disciplinary action against the PIO and FAA be recommended.

For want of any WS from the Public Authority, namely the said Head Teacher and the First Appellate Authority in the office of the District Elementary Education Officer, Dhubri nor from the Appellant. Commission could not determine whether the information sought for has been provided after the date of submission of the Second Appeal to the Commission dtd 20.6.15.

It is also not known whether the FAA has since considered and disposed of the First Appeal.

In view of the above, the following order is hereby issued :

- I. The Head Teacher, Kanurirchar L.P. School, District Dhubri will provide the information sought for by Md Anser Ali Sk, the applicant, if already not provided, within 10 days of receipt of this order.
- II. The First Appellate Authority in the office of the DEEO, Dhubri will consider and dispose of the First Appeal within 21 days of receipt of this order.
- III. With reference to this Commission's hearing notice No.SIC/DHR/105/2012/13 dtd 16.10.15, the Head Teacher, Kanurirchar L.P. School, District Dhubri will submit to the Commission his explanation as to why penalty u/s 21(1) of the RTI Act, 2005 shall not be imposed on him for not providing the sought for information to the Applicant within 30 days. His written submission may be submitted to the Commission within 15 days of receipt of this order.

A further hearing may be taken by the Commission on receipt of the said explanation, if considered necessary.

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Secretary & Registrar
Assam State Information Commission

Memo No. DHR105//2012/

Dtd. 06.11.2015

Copy to:

1. The District Elementary Education Officer, Dhubri District, Assam, PIN-783301 for information and necessary action.
2. The Head Teacher, Kanurirchar L.P. School, Vill- Kanuri, PO- Ratiadaha, district-Dhubri, Assam, PIN-783334 for information and necessary action.
3. Md. Anser Ali SK, Vill-Paschim Kanuri, PO- Ratiadaha, Dist. Dhubri, Assam, PIN-783334 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Secretary & Registrar
Assam State Information Commission