



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

Case No. : SIC/CCR.54/2013  
Complainant : Smti Shibani Rani Das.  
Respondent : The SPIO, O/o the Deputy Inspector of Schools (DIS),  
Silchar, Cachar  
Date of hearing : 15.02.2016  
Complaint heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
15.02.2016

The SPIO absent. However, a Written Statement dated 12/02/2016 received.

The Complainant present. The Complainant has submitted that she has not received the information she had sought for through RTI Application dated 30/03/2013, which was submitted to the SPIO, office of the Deputy Inspector of Schools, Cachar.

Perused the said W/S received from the D.I.S., Cachar. It has been submitted that the RTI Application had been transferred u/s 6 (3) of the RTI Act, 2005 to the Head Teacher of the concerned School namely, Aton Babu V.L.P. School by the Block Elementary Education Office, Udharbond through letter dated 29/8/2013. It has also been submitted that the Headmaster of the School had furnished the information to the Applicant through letter dated 6/9/2013, although the date mentioned on the letter was 1/9/2013. It has further been submitted that the said school was venture school without DISE Code.

Heard the Complainant. The Complainant informed that she had received the information letter from the Head Teacher of the said school but is not in agreement with the information supplied to her such as the date of establishment of the school. She has also stated that there was a variance in the information provided her through the aforementioned letter dated 1/9/2013 and the one from the D.I.S., Cachar dated 12/2/2016, *i.e.* the W/S mentioned above. She has also confirmed that the School had not received any financial assistance. She had added that the School had actually established in 1980 and wound up in 1996 and that the information submitted by the D.I.S., Cachar pertaining to the SMC meeting of 20/7/2004 is not factual.

A perusal of the case records indicate that the SPIO/Additional Deputy Commissioner, Cachar had directed the D.I.S., Cachar through his letter dated 15/5/2013 to provide the information sought for by the Applicant.

In view of the facts brought out above, the Commission observes that as the institution in question is a venture one without financial assistance from the Government, the Headmaster of the School may not constitute a Public Authority and the furnishing of information by him pertaining to the school will have to be voluntary.

Considering the allegations of discrepancies in the information supplied to the Complainant/Petitioner relating to the School and the matter having relevance to the general public as brought out above, it will be appropriate for the Education Department to ascertain the facts and take corrective action as appropriate. The Commission is of the

opinion that the D.I.S., Cachar will be the appropriate authority to institute the enquiry to determine the facts of the case and provide the full and correct information to the RTI Applicant in public interest.

With this, the Complaint case is disposed of.

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

Authenticated true copy.

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

Memo No. SIC/CCR.54/2013 -A

Dtd. 15.02.2016

Copy to:

1. The SPIO, Office of the Deputy Inspector of Schools, Cachar District, PO- Silchar, Dist- Cachar, Assam, Pin- 788001 for information and necessary action.
2. The First Appellate Authority/Deputy Inspector of Schools, Cachar District, PO- Silchar, Dist- Cachar, Assam, Pin- 788001 for information and necessary action.
3. Smti Shibani Rani Das, W/o-Sri Bijon Das, Vill- Boula, P.O.- Leurbond, Dist- Cachar, Assam, Pin- 788002 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Dy. Secretary & Dy. Registrar  
Assam State Information Commission