

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

Case No. : SIC/CCR.91/2013
Complainant : Sri Debojyoti Kar
Respondent : 1. The SPIO, O/o the Mission Director, SSA, Assm,
Kahilipara.
2. The SPIO/Headmaster, K.A.R.C.M.E. school, Badripar,
Lakhipur, 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 in the office of the Mission Director, SSA, Assam, Kahilipara present along with a Written Statement dated 08.02.2016. A W/S dated 12.02.2016 is also received from the DEEO/DMC, SSA, Cachar with letter dated 12.02.2016 from the BEEO, Lakhipur, Cachar as an enclosure.

The Complainant absent. However, he has sent an email dated 10.02.2016.

Perused the W/S from the SPIO, SSA, Assam. It has been submitted that the RTI Application dated 13.11.2012 received in his office had been transferred to the DMC, SSA, Cachar who in turn transferred it to the Headmaster, K.A.R.C.M.E. School under Lakhipur Education Block through a letter dated 18.07.2013.

Perused the W/S received from the DEEO, Cachar. It has been submitted that the information was not furnished to the Complainant by the earlier Headmaster of the said school who had since been suspended, and that the current Headmaster has stated that he has not been able to trace the records relating to the said RTI Application.

Perused the email dated 10.02.2016 received from the Complainant. It is seen that the content of the said email is unclear as it has merely been stated that 'action has been taken by the Dy. Commissioner, Cachar, Silchar in June 2015'.

Perusal of the case records indicate that the RTI Applicant had filed his First Appeal dated 10.09.2013 with the Mission Director, SSA, Assam as the First Appellate Authority (FAA) but that the same had not disposed of as required by the RTI Act, 2005. The Commission further notes that, since the RTI Application had been transferred to the DMC, Cachar and DMC, Cachar had transferred the same to the concerned school, the appropriate FAA would be the DMC, Cachar.

In view of the facts brought out above, the DMC, SSA, Cachar shall consider and dispose of the said First Appeal, with a speaking order, within a period of 15 days of receipt of this order.

A copy of the RTI Application and the said First Appeal be enclosed with this order for the FAA to comply with.

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

Copy to:

1. The SPIO, Office of the Mission Director, Sarba Sikhsa Abhijan (SSA), Assam, Kahilipara, Guwahati, Assam, Pin- 781019 for information.
2. The SPIO/Headmaster, K.A.R.C.M.E. School, Badripar, PO- Lakhipur, Dist- cachar, Assam, Pin- 788103 for information.
3. The First Appellate Authority/District Elementary Education Officer cum District Mission Coordinator, Sarba Siksha Abhijan (SSA), Cachar, Silchar, Assam for information and necessary action.
4. Sri Debojyoti Kar, Joyhind lane, Subhas Nagar, Silchar, PO- Silchar, Dist- Cachar, Assam, Pin- 788004 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Dy. Secretary & Dy. Registrar
Assam State Information Commission