

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

Case No. : SIC/DHR.60/2013  
Complainant/Appellant : Md. Abbas Ali.  
Respondent : The SPIO, O/o the Deputy Inspector of Schools,  
Bilasipara, Dhubri  
Date of hearing : 03.03.2016  
Complaint/Second Appeal heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
03.03.2016

Neither party present. No Written Statement received.

However, considering that the matter has been pending for some time, the Commission has decided to go ahead with the hearing on this appointed day *ex parte*.

Perusal of the case records indicate that the Complainant had submitted a Complaint dated 07.01.2014 before the Commission stating that he had not received the information from the authorities of the concerned school, namely Nunkhowapara Senior Madrassa, under Boyzer Alga Panchayat, Dhubri in compliance with the order of the Commission dated 22.11.2013. The order of the Commission was that the SPIO, office of the Deputy Inspector of Schools, Bilasipara should take necessary steps to furnish the copies of the relevant records asked for by the RTI Applicant within 20 days of date of receipt of the order.

It is seen that the Deputy Inspector of Schools, Bilasipara indeed made a W/S before the Commission dated 19.12.2013 stating inter alia, i) Venture Madrassa Institutions were not under the control of the Government, and that ii) he had taken a hearing on 19.08.2013 with the RTI Applicant as well as the concerned school authorities in which the issue of furnishing of information relating to the school was agreed to be settled mutually. It is also seen that subsequently, the school authorities had written a letter to the Appellant/Applicant dated 15.09.2013 stating that the latter had failed to visit the school office inspite of repeated request, and making further request to visit the school office.

While it is not clearly stated by the school authorities and the minutes of the aforementioned hearing as to what specific action for furnishing of the information was to be taken through mutual discussion, the Commission concludes, in the absence of parties concerned in today's hearing, that the RTI Applicant was required to visit the school office to facilitate furnishing of the copies of the records he had sought for, and that the information/records could not be furnished for lack of response from the Appellant.

Further, from the W/S of the DIS, Bilasipara and the RTI Applicant, it appears that the school authority to which information was sought is a venture school and is therefore, cannot be considered to be within the purview of the RTI Act, 2005.

The instant Complaint case is therefore dismissed.

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

Authenticated true copy.  
Sd/-  
Deputy Registrar  
Assam Information Commission

Copy to:

1. The SPIO, office of the Deputy Inspector of Schools, Bilasipara, PO- Bilasipara, Dist- Dhubri, Assam, Pin- 783348 for information.
2. Md. Abbas Ali, S/o Late Lal Chan Mollah, Vill- Boyzer Alga, PO- Nayer Alga, Bilasipara, Dist- Dhubri, Assam, Pin- 783348 for information.
3. Computer Section for uploading in the Website.
4. Office File.

Deputy Registrar  
Assam Information Commission