



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

Case No. : LPR.7/2014

Complainant/ appellant : Jatin Saikia

Respondent : District Elementary Education Officer

Date of hearing : 15-02-2016

Complaint/ Second appeal heard by : Shri H.S. Das, IAS ( Retd)  
Chief Information Commissioner, Assam

**O R D E R**

The petitioner Sri Jatin Saikia is absent without information. The public authority i.e., the SPIO of the office of BEEO and DI of School North Lakhimpur are absent. The BEEO, Lakhimpur is present. He has also been authorized by the DEEO Lakhimpur to represent him.

The second appeal petition dated 30-1-2014 is taken up for hearing ex-parte in the absence of the petitioner and the DI of Schools, Lakhimpur.

From perusal of the case records it is seen that the petitioner filed an RTI petition dated 22-10-2013 before the District Elementary Education Officer, Lakhimpur, seeking information on the drawal of arrear salary by 5 teachers in the year 2001 under the Lakhimpur Block Elementary Education Officer. It is seen that the District Elementary Education Officer, Lakhimpur transferred the RTI petition on 5-11-2013 to the D.I of Schools, Lakhimpur. In his second appeal petition dated 30-1-2014 filed before this Commission, it has been mentioned that although the DI of Schools, Lakhimpur furnished some information to the petitioner, they were unsatisfactory. The appellant has not enclosed a copy of the information received by him from the D.I of Schools, Lakhimpur.

It is also seen from the case records that the petitioner filed his first appeal petition dated 7-12-2013 before the DEEO, Lakhimpur, but there is no record that the first appeal petition has been heard and disposed of by the first appellate authority. The suspicions and allegations made in the second appeal petition are serious as it alleges **drawal of arrear salary in favour of 5 teachers without any budget provision and without any budget allocation in the financial year 2001-2002 by the BEEO, Lakhimpur.**

This Commission, therefore, remands the first and second appeal petitions to the DEEO, Lakhimpur with a direction to hear and dispose of the appeal petitions with a speaking order within 30 days from the date of receipt of this order. **This Commission directs the petitioner also to furnish a copy of the same as passed by the DEEO, Lakhimpur at the time of hearing of the first appeal petition within 30 days from the date of receipt of this order.**

Send a copy of this order to the District Elementary Education Officer and to the Director, Elementary Education, Govt. of Assam. The DEEO, Lakhimpur should forward a copy of the speaking order on the first appeal petition to this Commission for appraisal.

Sd/-  
(H. S. Das)  
Assam Chief Information Commissioner,  
Panjabari, Guwahati

Authenticated true copy.  
Sd/-  
Secretary & Registrar  
Assam Information Commission

Copy to:

1. The DEEO, Lakhimpur , North Lakhimpur for information and necessary action.
2. The BEEO, Lakhimpur, P.O- North Lakhimpur for information and necessary action.
3. Director, Elementary Education , Govt. of Assam for information & necessary action.
4. District Elementary Education Officer , Lakhimpur for information and necessary action.
5. Director, Elementary Education , Govt. of Assam, for information
6. Sri Jatin Saikia, RTI activist, Ward No.-4, North Lakhimpur, Dandeswar Gogoi Bye Lane, Lakhimpur for information and to send a copy of the order of DEEO, Lakhimpur, to this Commission, as ordered above.
7. Computer Section for uploading in the Website.
8. Office File.

**Secretary & Registrar**  
**Assam Information Commission**