



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

Case No. : SIC/DHR.88/2013
Appellant : Md. ShorhabAli
Respondent : The SPIO, O/o the B.E.E.O., Gauripur Educational Block,
Gauripur, Dhubri
Date of hearing : 18.03.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R

18.03.2016

The SPIO, office of the B.E.E.O, Gauripur Educational Block absent. However, a Written Statement dated 17.03.2016 received and the Headmasters of Baghmara, M.E. Madrassa and Katlamari Janapriya M.E. Madrassa present. The Headmaster, Katlamari Janapriya M.E. Madrassa has also made a W/S dated 18.03.2016.

Perused the case record. It is seen that the Applicant had submitted his RTI Application dated 03.06.2013 to the SPIO, Office of the D.C. Dhubri seeking certain information pertaining to four schools, namely the above mentioned two schools, Srimanta Sankardev M.E. School, and Sukhati Khata Nandalal M.E. school. The said Application was transferred to B.E.E.O, Gauripur on 09.07.2013. On not receiving the information he had sought for, the Applicant submitted the First Appeal dated 26.08.2013 to the SPIO, office of the D.C. Dhubri followed by Second Appeal dated 04.12.2013 to the Commission.

Perused the W/S received from the B.E.E.O., Gauripur. It has been submitted that on receipt of the Application from the D.C.'s office on 10.07.2013, it was forwarded to B.E.E.O., Golakganj through a letter dated 15.07.2013 to provide the information relating to two of the schools, namely Srimanta Sankardev M.E. School, and Sukhati Khata Nandalal M.E. school. It has been submitted that on receipt of the hearing notice from the Commission the B.E.E.O, Gauripur directed the Headmaster of the two schools to appear at today's hearing and also informed the B.E.E.O, Golakganj for doing the needful.

Perused the W/S submitted by the Headmaster, Katlamari Janapriya M.E. Madrassa. It has been submitted that the information pertaining to that school had been sent by registered post to the Applicant on 10.09.2013. The W/S contains the photocopy of the postal receipt. Deposing before the Commission, the Headmaster submitted that he has not received any communication from the Applicant since.

Deposing before the Commission, the Headmaster, Baghmara, M.E. Madrassa submitted that he has learnt from his predecessor, that the information had been provided to the Applicant to the latter's satisfaction.

Perused the W/S dated 15.03.2016 received from the B.E.E.O, Golakganj. It has been submitted that the Applicant had been asked by the Headmaster, Srimanta Sankardev M.E. School to make a deposit of Rs. 14985/- through a letter dated 07.08.2013 and by the Headmaster, Sukhati Khata Nandalal M.E. School to deposit an amount of Rs. 25000/- through a letter dated 19.08.2013 towards cost of photocopying. It has been mentioned that the Petitioner/Applicant had not submitted the copy of his BPL card with the RTI Application. However, in his deposition, the Headmaster of Katlamari Janapriya M.E. Madrassa submitted that he had verified the BPL card number provided by the Petitioner in his Application from the website of the department and found that the Applicant had not responded to the request for depositing the cost of photocopying.

It is seen from the aforementioned W/S and its enclosures that the cost of photocopying was not demanded with detailed estimate of records/documents/pages to be photocopied and provided to the Applicant.

In the absence of the Petitioner/Appellant in today's hearing and no written communication from him, the Commission could not ascertain as to whether he had received the communication from the said two schools and had responded to the same.

Considering that the Appellant/Applicant is a BPL card holder and considerably large amount had been demanded of him without detailed justification, the Commission orders that the B.E.E.O., Golakganj shall review the information to be provided to the Applicant in respect of the said two schools, namely Srimanta Sankardev M.E. School, and Sukhati Khata Nandalal M.E. School and copies of records which are to be provided to him as part of the information and request the Appellant to attend the place(s) where the records could be made available for inspection. Upon inspection of the relevant records/documents, the Appellant shall make such notes as he would desire and requisition such records/documents whose photocopies would be required by him for his purpose. Upon receipt of such requisition, certified copies of records/documents shall be provided to him, free of cost, upto 25 copies, and the Appellant shall pay for photocopying the rest of the documents that he would require. The entire exercise may be completed within 10 days of the visit of the Appellant to the B.E.E.Os office.

As regards, the first two schools, namely Baghmara, M.E. Madrassa and Katlamari Janapriya, M.E. Madrassa under the jurisdiction of the SPIO/B.E.E.O., Gauripur, the Second Appeal Petition is disposed of.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/DHR.88/2013/ -A

Dtd. 18.03.2016

Copy to:

1. The SPIO, Office of the Block Elementary Education Officer, Gauripur P.O.-Gauripur, Dist- Dhubri, Pin- 7833321 for information.
2. The SPIO, Office of the Block Elementary Education Officer, Golakganj, P.O.-Golakganj, Dist- Dhubri for information and necessary action.
3. The First Appellate Authority/Deputy Commissioner, PO- Dhubri, Dist- Dhubri Pin- 783301 for information
4. Md. Shorhab Ali, S/o Usman Ali, Vill- Boalkamari Part-I, P.O.- Boalkamari, Dist- Dhubri, Assam, Pin- 783348 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Deputy Registrar
Assam Information Commission