



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

Case No. : KP(M).78/2014
Complainant/ appellant : Shri Haricharan Sarma
Respondent : Director of Elementary Education, Assam
Date of hearing : 9. 3.2016
Complaint/ Second : Shri H.S. Das, IAS (Retd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R
9.3.2016

The petitioner Shri Haricharan Sarma is absent without any information. The Public Authority is represented by (1) Md. Abdur Razzaque, SPO & Dy Director of Elementary Education, Assam, (2) Shri Manoranjan Kakoti, Dy. Director, Elementary Education, Assam, and (3) Shri Khagen Deka, Statistical Assistant of the Directorate of Elementary Education, Assam. In view of the large number of cases pending before this Commission, the Second Appeal petition dtd 18.12.13 is taken up for hearing ex-parte in absence of the petitioner.

The petitioner Shri Haricharan Sarma filed an RTI petition dtd 21.5.13 before the Director of Elementary Education, Assam requesting information on different aspects of recruitment of teachers on the basis of TET.

From perusal of the case records and written submission dtd 8.3.26 filed by the SPIO and Deputy Director of Elementary Education, Assam before this Commission today, it is seen that the SPIO and Deputy Director, EE vide his letter dtd 30.11.13 addressed to the petitioner Shri Haricharan Sarma furnished the sought for information to the petitioner.

On perusal of the reply furnished, it is seen that information in respect of questions Nos. 1 & 2 have been furnished without any ambiguity. The Deputy Director, EE and SPIO clarified before this Commission that there was no provision for reservation for children of retired school teachers against jobs of teachers in Upper Primary Schools. Vide question No. 3 the petitioner wanted to know list of applicants with ID No. and TET Roll Numbers of the candidates who applied for teacher's jobs in Upper Primary Schools against the category – children of retired teachers. Although there is no such category for Upper Primary School as already mentioned above, some candidates might have applied for this non-existent category. This Commission, therefore, directs the SPIO & Deputy Director, EE, Assam to furnish list of such candidates, if there was any, to the petitioner within 15 days from the date of receipt of this order by registered post.

The other grounds adduced in the Second Appeal petition are more in the nature of grievances which are outside the ambit of this Commission.

With the above order the Second Appeal petition is disposed of.

An Incidental Observation

In course of the deliberations during hearing of the Second Appeal petition, this Commission observed that the Directorate of Elementary Education vide advertisement dtd 22.11.12 published in the Assam Tribune reserved 10% of the posts of teachers in lower Primary School **for the sons and un-married daughters of retired Secondary and Elementary School teachers. There appears to be a discrimination against married daughters of the retired teachers as married sons of the retired teachers are entitled to such reservation. It is not understood as to why married daughters have to forego their entitlement to the 10% reserved vacancy while married sons are entitled for the same.** The Director of Elementary Education, Assam & Principal Secretary, Govt. of Assam, Education Department may look into the matter.

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

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KP(M).78/2014/

Dtd. 9.3.2016

Copy to:

1. The Principal Secretary to the Govt. of Assam, Education Department, Dispur, Guwahati-6 for information and necessary action.
2. The Director of Elementary Education, Assam, Kahilipara, Guwahati-19 for information and necessary action.
3. Shri Haricharan Sarma, Fatasil Ambari, Dilip Huzori Path, House No. 159, Guwahati-25 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Registrar
Assam Information Commission