



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

Case No. : SIC/DHR.114/2013
Appellant : Md. Abdul Azad Sk.
Respondent : The SPIO, O/o the
1. Block Elementary Education Officer (BEEO), Dhubri
2. Headmaster, Tetulerdanga M.E. Madrassa, Dhubri
Date of hearing : 18.04.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
18.04.2016

The Public Authority is represented by Md. Musa Kali Mullah Sk, President (SMC), Tetulerdanga M.E. Madrassa and Sri Bipul Saikia, Assistant Teacher, Tetulerdanga M.E. Madrassa. A Written Statement dated 17.04.2016 received from the Headmaster, Tetulerdanga, M.E. Madrassa which is taken on record.

Appellant is absent without information.

Perused the aforementioned W/S. Through the W/S, the Headmaster has submitted apology for his absence in the hearing and has requested for fixing another date, if necessary.

Received a letter dated 12.04.2016 from the Commissioner & Secretary, Govt. of Assam, Elementary Education Department which is taken on record. It has been submitted that there was no record of having received any RTI Petition from the Applicant/Appellant.

Deposing before the Commission, President (SMC) and the Assistant Teacher of the school in question submitted that although the cost of photocopying had been sought from the Applicant/Appellant through a letter dated 11.10.2013, the 33 (thirty three) copies of the documents related to the information had been handed over to the Appellant. The receipt has been acknowledged on the body of the Headmaster's letter on 18.10.2013. Further, it has been submitted that the concerned school is a venture school, although, they have the registration entitling them to MDM and textbooks for students.

Perused the Second Appeal Petition dated 23.12.2013. It is seen that the Appellant has not mentioned the fact of his having received the information/documents on 18.10.2013 mentioned above, and has expressed grievance relating to the demand for the cost of photocopying.

In view of the facts brought out above, the Commission is of the view that the school is technically outside the purview of the RTI Act, 2005.

In view of the facts stated above, the Second Appeal Petition is hereby disposed of.

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 Block Elementary Education Officer, South Salmara, Dist- Dhubri, Assam, Pin-783127 for information.
2. The Headmaster, Tetulerdanga M.E. Madrassa, P.O.- Hazirhat, Dist- Dhubri, Assam, Pin-783128 for information.
3. The First Appellate Authority/Commissioner & Secretary to the Govt. of Assam, Elementary Education Department, Dispur, Assam, Pin- 781006 for information.
4. Md. Abdul Azad Sk, S/o- Late Moynal Hoque, Vill- Thourargaon, P.O.- Hazirhat, P.S.- Sukchar, Dist- Dhubri, Assam, Pin- 783128 for information.
5. Computer Section for uploading in the Website.
6. Office File.

Deputy Registrar
Assam Information Commission