



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

Case No. : **KP(M)357/2014**
Complainant/ appellant : **Sri Dulal Bora**
Respondent : **Higher Education Department**
Date of hearing : **28-04-2016**
Complaint/ Second : **Shri H.S. Das, IAS (Retd)**
appeal heard by : **Chief Information Commissioner, Assam**

O R D E R

The petitioner Sri Dulal Bora is present. The public authority is represented by (1) Smti Chinmoye Talukdar, SPIO and Deputy Director, Higher Education, Kahilipara, Guwahati-19 (2) Sri Nanda Ram Das, Sr. Administrative Assistant of the office of Director, Higher Education, Assam and (3) Smti Rita Choudhury, Sr. Asstt. , Director of Technical Education..

The second appeal petition dated 19-12-2013 is taken up for hearing in presence of both the parties.

The SPIO cum Deputy Director, of the office of Director, Higher Education, Assam has submitted a written statement dated 27-4-2016, which is entered into the case records. In her written statement she has stated that although the Higher Education Department, Govt. of Assam, vide their letter dated 22nd April, 2016, had requested the Director of Higher Education to attend the hearing before this Commission today, the SPIO cum Deputy Director, has stated that she has not received the relevant RTI petition of Sri Dulal Bora.

From perusal of the written statement dated 22nd April, 2016 Smti A. S. Baruah, ACS, Joint Secretary to the Govt. of Assam, Higher Education Department, it is seen that there is no mention whether the relevant RTI petition was transferred from the Higher Education Department, Govt. of Assam to the Directorate of Higher Education Department, although a letter No. PMA(H).123/2013/3 dated 26-9-2013 has been referred to..

It is seen from the case records that the petitioner Sri Dulal Bora, vide his RTI petition dated 14-8-2013 submitted before the Commissioner, Higher Education Department, Govt. of Assam, wanted the following information :-

(a) Development grants released to the State Universities of Assam year-wise and University-wise from 1st January, 2007 till the date of the RTI application i.e., 14-8-2013

(b) Names of Heads of Departments, University-wise and number of employees under each department, University-wise as on the date of RTI application i.e., 14-8-2013.

Both the above informations are admissible under the RTI Act, 2005.

(a) This Commission, therefore, **directs the SPIO of the Directorate of Higher Education to furnish the above information in respect of (a) above, i.e., Development Grant, to the petitioner within 15 days from the date of receipt of this order.**

(c) **The Director of Higher Education will also cause an inquiry with regard to the non-receipt of the RTI application, if it was ever transferred by the Higher Education Department, Govt. of Assam to the Directorate and take appropriate action under the provisions of RTI Act, 2005.**

With the above order, the second appeal petition dated 19-12-2013 is disposed of.

**(H. S. Das)
Chief Information Commissioner, Assam
Panjabari, Guwahati**

Authenticated true copy.

**Registrar
Assam Information Commission**

Memo No.SIC/KP(M)/ 357/2014 /

Dtd. 28-4-2016

1. Director of Higher Education, Assam, Kahilipara, Guwahati- 19 for information and necessary action, as above.
2. Smti Chinmoye Talukdar, SPIO and Deputy Director, Higher Education, Kahilipara, Guwahati-19 for information and necessary action, as above.
3. Sri Dulal Bora, Koinadhara Tiniali, House No- 118, Khanapara, Guwahati-22 for information.
4. Computer Section for uploading in the Website.
4. Office File.

**Registrar
Assam Information Commission**