



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

Case No. : SIC/KMJ.3/2014  
Complainant/Appellant : Hafiz Md. Nachim Ahmed.  
Respondent : The SPIO, O/o the  
1. Director, Madrassa Education, Assam  
2. Superintendent, Nilambazar Sr. Madrassa, Karimganj  
Date of hearing : 09.05.2016  
Complaint/Second Appeal heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
09.05.2016

Sri Sanjib Kr. Phukan, SPIO/Asstt. Academic Officer, office of the Director, Madrassa Education, Assam is present along with an assistant. A Written Statement dated 06.05.2016 received from Director, Madrassa Education, Assam which is taken on the case record.

Md. Asadur Rahman, SPIO/Superintendent, Nilambazar, Sr. Madrassa, Karimganj also present. He has submitted a W/S dated 25.04.2016 which is taken on the case record.

The Appellant/Complainant present.

Perused the case record. It is seen that this Second Appeal has been a long run case and that the Commission has issued already as many as 4 (four) orders directing the SPIO/Superintendent, Nilambazar Sr. Madrassa to take action to provide full information as sought for by the Applicant/Complainant. The Appellant filed his Complaint with the Commission regarding non-compliance of the Commission's orders by the SPIO/Superintendent of the Madrassa.

Deposing before the Commission today, the Complainant has submitted that he has received the information as regards 2 of 3 queries in his RTI Application. It is seen that the information which has not been supplied related to procedure adopted for selection for teachers and staff working in the said Madrassa for the year 2012-13.

Heard the Superintendent of the school. He submitted that he was not in a position to provide the information prior to 01.01.2013 *i.e.* the date when the school was provincialised meaning thereby that the information pertaining to the venture period of the school could not be provided.

In response to the deposition by the Superintendent, the Complainant stated that he suspected irregularities as the reason for the Madrassa not providing the information.

The SPIO, Directorate of Madrassa Education, Assam submitted that the approval for appointment of the teachers on provincialisation is based on the recommendation of the District Level Committee (DLC) headed by the Deputy Commissioner and the DLC is expected to satisfy that procedure is followed by the Managing Committee in selection/appointment of teachers.

In view of the facts brought out above, the Commission is of the view that the submission of the Superintendent of the Madrassa is not acceptable. The Commission therefore, hereby orders that the Superintendent of Nilambazar Sr. Madrassa shall provide a clear response to the Applicant/Complainant as regards the information he had sought for in respect of the procedure adopted for selection for teachers and staff working in the said Madrassa for the year 2012-13, free of cost, within a period of 10 days of receipt of this order. An action taken report may be sent by

him to the Commission and to Director, Madrassa Education, Assam within a period of 15 days of receipt of this order.

Another date of hearing may be fixed based on the action taken report or its non-receipt by issuing the notice of hearing with reasonable time.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar  
Assam Information Commission

Memo No. SIC/KMJ.3/2014/ 87-A

Dtd. 09.05.2016

Copy to:

1. The SPIO, office of the Superintendent, Nilambazar Senior Madrassa, Karimganj, Assam, Pin- 788722 for information and necessary action.
2. The SPIO, office of the Director, Madrassa Education, Assam, Kahilipara, Guwahati- 781019 for information.
3. Hafiz Md. Nachim Ahmed, Vill- Bhagir Khala, P.O.- Nilam Bazar, Dist- Karimganj, Assam, Pin- 788722 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar

Assam Information Commission