



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

Case No. : SIC/DHR.51/2014
Appellant : Mrs. Sohida Khatun.
Respondent : The SPIO, O/o the
1. Deputy Inspector of Schools, Dhubri
2. Head Teacher, Pachimpar Kathalbari L.P. School, Dhubri
Date of hearing : 16.06.2016
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
16.06.2016

Md. Nozrul Islam Mondol is present on behalf of the Appellant.

The SPIO absent without information.

Heard the representative of the Appellant. He has submitted that the Appellant has not received the information she had asked for and that she had not received any response from the DEEO, Dhubri in respect of her First Appeal dated 08.05.2014. He also submitted that the Appellant was still interested in the information.

Perused the case record. It is seen that the L.P. school relating to which the information was sought has been referred to as a venture school. The Appellant's representative clarified that the school was provincialised on 01.01.2013. Thus, as the period in respect of which the information was sought was 2003 to 2011, the information sought for related to a venture school, not a government funding school. The Appellant's representative however stated that prior to its provincialisation, the school had received some financial assistance.

In view of the facts brought out above, the Commission is of the opinion that the Head Teacher, Pachimpar Kathalbari L.P. School, Dhubri did not constitute a Public Authority under the RTI Act, 2005 during the period of which the information was sought by the Appellant and therefore, it would be inappropriate to issue a direction by the Commission directly to the Head Teacher of the concerned school. However, as the school is stated to have received government financial assistance during the period, the Commission hereby directs that the SPIO, office of the Deputy Inspector of Schools, South Salmara, Mankachar to whom the RTI Application dated 25.03.2013 was made shall provide such information to the Appellant as can be accessed by him in the capacity of a regulatory authority under appropriate rules/government orders etc., within 15 days of receipt of this order.

With this, 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

Copy to:

1. The SPIO, office of the Deputy Inspector of Schools, South Salamara, Mankachar, Dist- Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/ Deputy Inspector of Schools, South Salamara, Mankachar, Dist- Dhubri, Assam for information.
3. The SPIO/Head Teacher, Pachim Kathalbari L.P. School, Dhubri, Dist- Dhubri, Assam for information.
4. Mrs. Sohida Khatun, W/o- Nozrul Islam Mondol, Vill- Kanaimari, Dist- Dhubri, Assam for information.
5. Computer Section for uploading in the Website.
6. Office File.

Deputy Registrar
Assam Information Commission