

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

Case No. : **BNG .32/2014**

Complainant/ appellant : **Sri Debdut Nath**

Respondent : **Assam State Commission for Protection of Child Rights**

Date of hearing : **11-7-2016**

Complaint/ Second : **Shri H.S. Das, IAS ( Retd)**  
appeal heard by **Chief Information Commissioner, Assam**

**O R D E R**

The petitioner Sri Debdut Nath is present.. The public authority is represented by:- (1) Smti Rumi Choudhury, SPIO and Deputy Director, Elementary Education, Assam, (2) Sri Khagen Deka, S/A of the same Office and (3) Smti Meghali Baruah, of the same office.

The second appeal petition dated 21-2-2014 is taken up for hearing in presence of both the parties

From perusal of the case records, it is seen that the petitioner filed an RTI petition dated 11-11-2013, before the SPIO of the Director of Elementary Education, Govt. of Assam. He wanted to know – (a) the name and address of the officer in whose table his application dated 31-7-2013 submitted before the Commissioner & Secretary, Elementary Education Department, Govt. of Assam was pending on 11-11-2013, (b) the date on which the application would be disposed and (c) when he would get the salary with arrears. He wanted specific time and date.

Out of the three informations only the information (a) is admissible under the RTI Act, 2005. Information in respect of (b) and (c) were yet to be generated as on the date of the RTI petition i.e., 11-11-2013.

The SPIO and Deputy Director, Elementary Education has made a written statement dated 8<sup>th</sup> July, 2016 with a copy to the petitioner, which is entered into the case records. The SPIO has further mentioned that the petitioner's application dated 31-7-2013 addressed to the Commissioner & Secretary, Elementary Education Department, Govt. of Assam, was forwarded by the Elementary Education Department to the Under Secretary to the Director, Elementary Education, Assam vide letter dated 16<sup>th</sup> August, 2013 seeking a detailed report on the matter. The Director, Elementary Education Department submitted his report to the Commissioner & Secretary, Elementary Education Department, vide letter dated 14<sup>th</sup> December, 2015. So it is seen that on the date of the RTI application i.e., 11-11-2013, the petitioner's prayer dated 31<sup>st</sup> July, 2013 addressed to the Commissioner & Secretary, Elementary Education Department, Govt. of Assam was pending in the Directorate of Elementary Education, Assam.

This Commission, therefore, directs the Deputy Director, Elementary Education, Govt. of Assam the name and designation of the officer with whom the application dated 31-7-2013 was as on 11-11-2013.

It is seen that the SPIO has furnished a copy of the Director, Elementary Education's detailed report dated 14<sup>th</sup> December, 2015 along with her written submission dated 8<sup>th</sup> July, 2016, copy of which has also been given to the petitioner. The detailed report dated 14<sup>th</sup> December, 2015 mentions the position with regard to the regularization of the services of the petitioner and subsequent High Court orders, which were the subject matter of the petitioner's application dated 31-7-2013.

In view of the above, so far as furnishing of information is concerned with regard to RTI petition dated 11-11- 2013, this Commission has no further course of action.

Hence the second appeal petition dated 21-2-2014 is disposed of

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

**Authenticated true copy.**

**Sd/-**  
**Registrar**  
**Assam Information Commission**

**Memo No.SIC/BNG/32/2014/40-A**

**Dated. 11-7-2016**

**Copy to:**

1. Smti Rumi Choudhury, SPIO and Deputy Director, Elementary Education, Assam for information & necessary action, as above.
2. Sri Debdtut Nath ,C/o Vivekananda Vidyapith M.E. School, New Bongaigaon, P.O & Dist- Bongaigaon, Assam for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

**Registrar**  
**Assam Information Commission**