

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

Case No. : SIC/KP(M).420/2016
Appellant : Sri Harinarayan Pathak
Respondent : The SPIO, O/o the Director, Elementary Education,
Kahilipara, Assam
Date of hearing : 20.07.2016
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
20.07.2016

The petitioner Sri Harinarayan Pathak is absent but has informed vide letter dated 15.07.2016 that he will not be able to attend the hearing fixed on today *i.e.* 20.07.2016 and requested the Commission to fix another date for hearing.

The Public Authority is absent but has submitted a written statement dated 18.07.2016.

In view of large number of cases pending before the Commission, the matter is taken up for consideration based on records.

The Deputy Director cum SPIO, Elementary Education stated in his written statement that the RTI petition of Sri Harinarayan Pathak dated 29.01.2014 was related to R.K. Bosu Bidyapith M.E.School under Dhubri District and the matter was transferred to the DEEO, Dhubri vide letter dated 06.05.2014 for furnishing of the information directly to the petitioner. He also stated that the Second Appeal dated 21.04.2014 was also transferred to the DEEO, Dhubri vide letter dated 08.07.2014. He also mentioned that vide letter dated 16.07.2016, the DEEO, Dhubri had informed that the reply was already submitted to the petitioner concerned by the Headmaster of the R.K. Bosu Bidyapith M.E. School on 22.08.2014 through registered post.

On perusal of the letter dated 22.08.2014 of the Headmaster, R.K. Bosu Bidyapith M.E. School addressed to the petitioner that he had submitted the required documents to the him as sought for vide his application dated 29.01.2014, it is however not clear whether the details sought for by the petitioner in his RTI petition had been furnished to the petitioner point wise. It is also observed by the Commission that no action has been taken by the First Appellate Authority on the First Appeal filed by the petitioner on 08.03.2014 before the Director, Elementary Education, Assam. The Commission therefore remands the First Appeal to the Director, Elementary Education, Assam for hearing and disposal of the same within 30 days from the date of receipt of this order.

With the above direction, the Second Appeal petition dated 21.04.2014 is hereby disposed.

Sd/-
Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/KP(M).420/2016/20 -A

Dtd. 20.07.2016

Copy to:

1. The SPIO, office of the Director, Elementary Education, Assam, Kahilipara, Guwahati, Pin-781019 for information and necessary action.
2. The First Appellate Authority/Director, Elementary Education, Assam, Kahilipara, Guwahati, Pin-781019 for information and necessary action.
3. Sri Harinarayan Pathak, Padumpukhuri, Uzan Bazaar, Guwahati-1 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar
Assam Information Commission