



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

Case No. : SIC/DHR.27/2014  
Appellant : Md. Moynul Hoque  
Respondent : The SPIO, O/o the Block Elementary Education Officer,  
Bilasipara, Dhubri  
Date of hearing : 30.08.2016  
Second Appeal heard by : Shri Pinuel Basumatary,  
State Information Commissioner, Assam

**O R D E R**  
30.08.2016

The SPIO absent. However, a Written Statement dated 24.08.2016 received from the SPIO which is taken on case record.

The Appellant absent. He has not submitted any Written Statement either.

Perused the W/S. It has been submitted that within 2 days of receiving the RTI Application dated 26.08.2013, the Head Master of the concerned school had been directed to provide the information to the Appellant, and that the Head Master has not complied with the direction. However, it has been added that the concerned school is a venture school and managed by SMC.

In view of the fact that the school is a venture one, the Commission is of the view that the school management does not constitute a Public Authority as defined by the RTI Act, 2005 and is not obliged to provide information sought by an RTI Applicant. The Second Appeal Petition is therefore hereby dismissed.

However, should the school be in the receipt of any financial assistance from government, the SPIO, office of the BEEO, Bilasipara shall obtain and provide such information to the Appellant as can be accessed by him (the SPIO) from the school management in exercise of his regulatory authority.

Sd/-

Pinuel Basumatary  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Deputy Registrar  
Assam Information Commission

Memo No. SIC/DHR.27/2014/ -A

Dtd. 30.08.2016

Copy to:

1. The SPIO, office of the Block Elementary Education Officer, Bilasipara, Dist- Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/Sub-Divisional Officer (Civil), Bilasipara, Dist- Dhubri, Assam for information.
3. Md. Moynul Hoque, S/o- Lt. Mogreb Ali, Vill- Boyzer Alga, P.O.- Nayeralga, Dist- Dhubri, Assam, Pin- 783348 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar

Assam Information Commission