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Case No. : LPR. 15/2014  
Complainant/ Appellant : Shri Amar Rajkhowa  
Respondent : Director, Elementary Education, Assam  
Date of hearing : 18.8.2016  
Complaint/ Second : Shri H. S. Das, IAS (Rtd)  
Appeal heard by : Chief Information Commissioner, Assam

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18.8.2016

The petitioner Shri Amar Rajkhowa is present. The public authority is represented by:- (1) Smti. Rumi Choudhury, SPIO & Deputy Director, Elementary Education, Assam, (2) Dr. Basanti Bardoloi, Dy. Director, Elementary Education, Assam, (3) Shri Khirod Das, R.A. of the office of the Director of Elementary Education, and (4) Meghali Baruah, Statistical Asstt. of the said Directorate. The second appeal petition dtd 4.3.14 is taken up for hearing in presence of both the parties in pursuance of this Commission's earlier order dtd 2.5.16.

The Director of Elementary Education, Govt. of Assam has sent a written submission dtd 17.8.2016, which is entered into the case records. In his WS he has furnished the present status which is in regard to point No. 2 of the petitioner's RTI petition dtd 20.9.13. It is noted that the petitioner has already received the information in respect of point No. 1 & 3 of his RTI petition. Point No. 2 of the RTI petition relates to- (a) the amounts of fund allocated to various districts for giving scholarship to ST & SC students under TSP & SCSP Schemes during the period 2008 to 2013, (b) copies of utilization certificates and (c) copies of actual APRs. The SPIO submitted that the amount allocated to different districts have already been furnished to petitioner. The petitioner has also acknowledged receipt of the same. Now copies of UCs and APRs in respect of disbursement of scholarship are required to be furnished to the petitioner. The SPIO further submitted that information have been received from all the districts, although information received from some of the districts are partial. Seven districts have submitted NIL reports. The SPIO further submitted that the APRs are voluminous and making photocopies of the APRs of all the districts will disproportionately divert the resources of the Directorate. This Commission, therefore, directs the SPIO of the Directorate of Elementary Education to furnish photocopies of all the UCs to the petitioner within 15 days from the date of receipt of this order.

This Commission also directs the SPIO of the Directorate of Elementary Education to allow the petitioner to inspect all the APRs available with her during office hours on any working day within 15 days from the date of receipt of this order and allow him to take notes and photocopies free of cost up to 100 copies and thereafter on payment of Rs. 2.00 for every additional page of photocopy. The SPIO will also inform the petitioner about the status of the funds which were released to the districts

i.e. whether the released funds have been surrendered by the concerned DEEO or it is still remaining unutilized with them.

As regards status of the APRs which have not been received by the Directorate of Elementary Education and so is not available with them, this Commission directs the petitioner to file separate RTI petition with the concerned DEEOs of the respective districts as they are the holders of the information.

This Commission also observes that in its order dtd 11.1.16 directed the Principal Secretary of the Education Department, Govt. of Assam and the Director of Elementary Education, Assam to look into the matter and take appropriate administrative steps within a period of four months from the date of receipt of that order. No report has been received from the Principal Secretary, Education Department, Assam about any action taken by him in compliance with this Commission's order dtd 11.1.16.

With the above order and observation the second appeal petition dtd 4.3.14 is disposed of.

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

Authenticated true copy.

Sd/-  
Registrar  
Assam Information Commission

Memo No. SIC/LPR 15/2014/63-A

Dtd. 18.8.2016

Copy to:

1. The Principal Secretary, Education Department, Govt. of Assam, Dispur, Guwahati-6 for information and necessary action.
2. The Director, Elementary Education, Govt. of Assam, Kahilipara, Guwahati-19 for information and necessary action.
3. The Deputy Director & SPIO of the office of the Director of elementary Education, Assam, Kahilipara, Guwahati-19 for information & necessary action.
4. Shri Amar Rajkhowa, Pragatishil Unnayan Manch, Assam Narayanpur Town, Ward No. 3, PO- Dicrong, dist. Lakhimpur, Assam, PIN- 784164 for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Registrar  
Assam Information Commission