

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

Case No. : KP(M).41/2016
Complainant/ Appellant : Shri Rupendra Bhattacharjya
Respondent : Director of Secondary Education, Assam
Date of hearing : 28.11.2016
Complaint/ Second : Shri H. S. Das, IAS (Rtd)
Appeal heard by : Chief Information Commissioner, Assam

O R D E R

28.11.2016

The petitioner Shri Rupendra Bhattacharjya is present accompanied by his advocate Shri Pulak Barman. The public authority is represented by Dr. Bhupen Talukdar, SPIO & Joint Director of the Directorate of Secondary Education, Govt. of Assam. The second appeal petition dated 28.7.16, which was wrongly noted as complaint petition by the Registry of this Commission is therefore, taken up for hearing in presence of both the parties.

From perusal of the case records it is seen that the petitioner Shri Rupendra Bhattacharjya filed an RTI petition dated 2.5.16 seeking information on the findings of the inquiry and action taken thereon by the Directorate of Secondary Education against the petitioner's complaint petition dated 19.3.16 alleging that one Shri Laksmi Narayan Sarma was working as a school teacher well beyond his actual date of superannuation.

It is seen from the case records that the Joint Director of Secondary Education informed the petitioner vide letter dated 13.6.16 that after an enquiry into the matter from the Secretary of Secondary Education (SEBA), Assam, it was found that the age of Shri Laksmi Narayan Sarma, an Assistant Teacher of Sualkuchi Kaliram Karikar Girls' High School was 26 years 5 months as on 01.3.1978 and that he was due for retirement on 01.10.11. The SPIO & Joint Director of Secondary Education, Assam also enclosed with his letter dated 8th June, 2016 addressed to the Inspector of Schools, Kamrup (R) district directing the Inspector of Schools to ask the concerned teacher to proceed on retirement immediately. The SPIO further deposed orally today that the concerned teacher has meanwhile been released from the service

due to his superannuation. Further actions regarding recovery of excess amount drawn by the teacher and disciplinary action on the concerned officers for whose lapse Shri Laksmi Narayan Sarma could continue to work beyond his date of retirement is under consideration.

In view of the above, the second appeal petition dated 28.7.16 is disposed of.

Sd/-

(H. S. Das)

Chief Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy.

Sd/-

Registrar

Assam Information Commission

Memo No. SIC/KP(M).41/2016/16-A

Dtd. 28.11.2016

- Copy to:
1. Joint Director & SPIO of the Directorate of Secondary Education, Assam, Kahilipara, Guwahati-19 for information.
 2. Shri Rupendra Bhattacharjya, Vill & PO- Sualkuchi, Bamunpara, Kamrup (R), Assam, PIN- 781103 for information.
 3. Computer Section for uploading in the Website.
 4. Office File.
 5. Order Book.

Registrar

Assam Information Commission