



OFFICE OF THE

ASSAM STATE INFORMATION COMMISSION

LAKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : KP(M)254/2014
Complainant/ Appellant : Sri Prafulla Patowary
Respondent : D.I of Schools, Guwahati
Date of Hearing : 19-12-2016
Complaint/ Second : Shri H. S. Das, IAS (Retd)
appeal heard by : State Chief Information Commissioner, Assam

O R D E R

The petitioner Sri Prafulla Patowary is present. The public authority is represented by :- (1) Smti Anita Changkakati, Head Mistress, Lutuma L. P. School, (2) Sri Deben Ch. Lahakar, D.I. of Schools, Guwahati and (3) Smti Debabala Phukan Chutia, Statistical Assistant of the same office.

The Officer-in-Charge, Ambari Fatashil Police Station is absent without any information, though he had duly received the Notice from this Commission for appearance in today's hearing on 29-11-2016. Nor has he submitted any report about the latest position regarding the investigation of the case No.315 under Sections 427 and 380 of the IPC as was directed by this Commission's earlier order dated 17-11-2016,

The complaint petition dated 28-3-2014 which was being heard as a second appeal petition on the basis of a written prayer dated 11-7-2016 is again taken up for hearing today in pursuance of this Commission's earlier order dated 17-11-2016.

The petitioner had submitted that :-

- (a) He has been informed about the number of teachers and students to his satisfaction,
- (b) He is yet to receive copies of cash books and proceeding books of the meetings of the school management committee for the period mentioned at 1.2.3.&4 of his RTI petition dated 8-5-2013;
- (c) As regards the accounts of mid day meal he has been furnished a formatted copy of daily performance record for the month of August, 2016, with which the petitioner is not satisfied. He wants to get information about the accounts of the midday meal programme implemented by the school. In his RTI petition he did not mention any period for which he wanted the information. When asked by this Commission today, he stated that he will be satisfied if he is furnished the accounts of mid day meal from 1st January, 2014 till 30th November, 2016. The Head Mistress of the School Smti Anita Changkakati stated that she will be able to furnish the information only from August, 2016.

In view of the above, this Commission passes the following orders:-

1. Issue notice to the Officer-in-Charge, Ambari Fatashil Police Station, with a copy to the Commissioner of Police, Guwahati City, **for his personal appearance on the next date of hearing along with a detailed report about**

the latest position regarding the investigation of case No. 315 under Sections 427 and 380 of the IPC. He is also directed to furnish a written explanation for his absence without any information at the time of hearing on 17-11-2016 and today dated 19-12-2016.

2. The D.I of School is directed under Section 19(8)(a) to inquire into the funds released by the concerned authority to Lutuma L.P. School for implementation of mid day meal programme from 1st January, 2014 up to 31st August, 2016 and utilization of the funds received by Lutuma L. P. School with reference to the original records, including utilization certificates as may be available with the school and the fund giving authority.

While doing the inquiry, the D.I of Schools will record the statements of the Head Mistress of the School Smti Anita Changkakati and the petitioner Sri Prafulla Patowary and any other person connected with the matter , as he may deem necessary.

Fix **20th January, 2017 at 11.30 A.M** for the next hearing . Issue notices to all the parties concerned for their appearance. DI of Schools, Kamrup (Metro) district to furnish his inquiry report on or before the next date of hearing.

Sd/-

(H. S. Das)
State Chief Information Commissioner,
Assam

Authenticated true copy

Sd/-

Registrar

Assam Information Commission

Memo No SIC/ KP(M)254/2014/37-A

Dated 19-12-2016

Copy to:

- 1) Sri Deben Ch. Lahakar, D.I. of Schools, Guwahati for information and necessary action as ordered above..
- 2) Smti Anita Changkakati, Head Mistress, Lutuma L. P. School for information.
- 3) The Officer-in-Charge, Ambari Fatashil Police Station for information and necessary action as ordered above.
- 4) Commissioner of Police, Guwahati City, for information and issuing appropriate orders to the above officer for appearance on the next date of hearing.
- 5) Sri Prafulla Patowary, Lutuma Betelian Gate, Kahilipara, P.O- Binobha Nagar, Guwahati-18 for information.
- 6) Computer Section for uploading in the Website.
- 7) Office file.
- 8) Order Book.

Registrar
Assam Information Commission.