

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

Case No. : SIC/KAN.3/2017
Appellant : Shri Rohit Gupta
Respondent : The SPIO, office of the Principal i/c, D.A.V. Higher Secondary School, Diphu, Karbi Anglong.
Date of hearing : 14.02.2017
Second Appeal heard by : Smt. Nilufer Alam Hazarika, IAS (Retd.)
State Information Commissioner, Assam

O R D E R
14.02.2017

The petitioner Shri Rohit Gupta has sent an e-mail dtd. 13.02.2017 that the reply sent by the PIO was received on 06.12.2016. He stated that the reply furnished to point No. 1, 2 & 4 were incomplete and the reply to points No. 3, 5, 6 & 7 were not furnished stating that certain documents cannot be made available as per provision of Indian Evidence Act, 1972.

On perusal of the records, it appears that the petitioner filed his 1st Appeal petition before the 1st Appellate Authority on 03.12.2016 which had not been heard or disposed of by the 1st Appellate Authority. The 1st Appeal petition dtd. 03.12.2016 is therefore remanded to the 1st Appellate Authority for disposal with a speaking order after hearing of both the parties within 21 days from the date of receipt of the remand order.

The petitioner shall be at liberty to move this Commission with 2nd Appeal or complaint petition as the case may be, if he is aggrieved by the decision of the 1st Appellate Authority or because of non-disposal of the 1st Appeal petition by the 1st Appellate Authority.

With the above direction, the second Appeal petition dtd.26.12.2016 is disposed of.

Sd/-

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

Authenticated true copy.

Sd/-

Deputy Registrar
Assam Information Commission

Memo No. SIC/ KAN.3/2017/ 12-A

Dtd. 14.02.2017.

Copy to:

1. The SPIO, office of the Principal i/c, D.A.V. Higher Secondary School, Diphu, Karbi Anglong, Dist. – Karbi Anglong, Assam for information.
2. The First Appellate Authority/Inspector of Schools, Karbi Anglong District Circle, Diphu, Dist. – Karbi Anglong, Assam for information and necessary action.
3. Shri Rohit Gupta, Near Power House, P.O. – Diphu, Karbi Anglong, Pin – 782 460, Dist. – Karbi Anglong, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Deputy Registrar

Assam Information Commission