

**Case No. :** KP(M)254/2014  
**Complainant/ Appellant :** Sri Prafulla Patowary  
**Respondent :** D.I of Schools, Guwahati  
**Date of Hearing :** 20-1-2017  
**Complaint/ Second appeal heard by :** Shri H. S. Das, IAS (Retd)  
State Chief Information Commissioner, Assam

### O R D E R

The petitioner Sri Prafulla Patowary is present. The respondents are represented by :- (1) Sri Deben Ch. Lahkar, D.I of Schools, Guwahati, (2) Smti Debabala Phukan Chutia, S.A, D.I of Schools, Guwahati (3) Smti Anita Changkakati, Head Mistress, Lutuma L.P.School, and (4) Smti Tutu Moni Singh, President, Lutuma L.:P. School. The O.C and Inspector, Fatashil Ambari Police Station Sri Dilip Bharali is also present.

The second appeal petition dated 28-3-2014 is taken up for further hearing in pursuance of this Commission's earlier order dated 19-12-2016 in presence of the respondents and the petitioner.

The Deputy Inspector of Schools has furnished a detailed report along with a written submission dated 17-1-2017 enclosing a copy of Inquiry report dated 17-1-2017. In the inquiry report he has mentioned that in compliance with this Commission's earlier order dated 19-12-2016 he enquired into the matter regarding mid-day meal in presence of past and present Presidents and Members of Managing Committee, Head Mistress of the school , other local and responsible citizens, guardians and the petitioner Sri Prafulla Patowary on 19-1-2017 in the Lutuma M.E.School premises. The persons mentioned above expressed satisfaction over the running of the mid-day meal programme in the Lutuma L.P.School since its inception in 1994.

The D.I has also mentioned in the inquiry report the amount received by the Lutuma L. P. School for mid-day meal from 1-1-2014 till 1-8-2016. His report also mentions the amount of expenditure incurred by the school towards cooking expenditure for the same period.

This Commission therefore, directs the D.I of Schools , Guwahati to furnish a copy of his inquiry report dated 17-1-2017 to the petitioner within seven days from the date of receipt of this order. This Commission further directs the Head Mistress of Lutuma L. P. School to furnish the financial accounts that have been received and expended for mid-day meal programme in the school from 1-8-2016 to 31<sup>st</sup> December, 2016 within 7 days from the date of receipt of this order.

The O.C, Fatashil Ambari Police Station has submitted a separate written statement dated 19<sup>th</sup> January, 2017. In his written statement he has mentioned that the Head Mistress of the Lutuma L. P. School filed an FIR on 30-6-2016 reporting theft of the school records including cash books, School Management Committee meeting proceeding books and

Bank pass books etc. Based on the FIR, Fatashil Ambari P.S case No. 315/2016 under Section 457/380 IPC was registered on the same day and investigation of the case is going on. It appears from the written statement that although no recovery of the stolen records, documents and goods have been made so far, it is suspected that there may be criminal conspiracy of the staff of the school committee, possibility of which cannot be ruled out.

In view of the P.S case informations sought for by the petitioner at point Nos.1,2,3,4 & 5 are not available with the school authorities for furnishing the same to the petitioner.

As regards the absence of the O.C, Ambari Fatashil P.S on the previous dates of hearing the present O.C has mentioned in his W.S that he took over as O.C of the Fatashil Ambari Police station on 16-11-2016 and he was not informed about the notice of this Commission because of which he could not appear on the last date of hearing. He has prayed for leave of this Commission. His submission is accepted.

With the above order and observance , the second appeal petition dated 28-3-2014 is disposed of and the matter is closed.

**Sd/-**

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

**Authenticated true copy**

**Sd/-**  
**Registrar**  
**Assam Information Commission**

**Memo No SIC/KP(M)254 /2014 / 93-A**

**Dated 20-1-2017**

**Copy to:.**

- 1) Sri Deben Ch. Lahkar, D.I of Schools,Guwahati for information & necessary action.
- 2) Smti Anita Changkakati, Head Mistress, Lutuma L.P.School for information and necessary action.
- 3) The O.C and Inspector, Fatashil Ambari Police Station Sri Dilip Bharali for information.
- 4) Sri Prafulla Patowary, Lutuma Batalion Gate, Kahilipara, P.O- Binobha Nagar, Guwahati-18 for information.
- 5) Computer Section for uploading in the Website.
- 6) Office file
- 5) Order Book.

**Registrar**  
**Assam Information Commission.**