



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

Case No. : SIC/DHR.25/2017
Appellant : Md. Jubayer Ahmed
Respondent : The SPIO, O/o the Principal, Hamidabad Mahavidyalaya,
Jamadarhat, Dhubri
Date of hearing : 05.07.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
05.07.2017

Smt. Chinmoyee Talukdar, Deputy Director/SPIO, Higher Education, Assam and Dr. Shahadot Ali, Principal, Hamidabad College, Satsia are present along with an assistant. She has submitted a Written Statement dated 29.06.2017.

Perused the Written Statement. The RTI Application dated 12.09.2016 had been received on 15.09.2016 and transferred to the Principal of the said college namely Hamidabad College, Satsia, Dhubri through a letter dated 27.09.2016. As regards, the First Appeal dated 26.12.2016, it has been explained that owing to oversight by the concerned dealing assistant, disposal remained incomplete. In her personal deposition, the SPIO/Deputy Director, Higher Education Assam confirmed the above position.

The Appellant, Md. Jubayer Ahmed is present.

Heard the Appellant. He submitted that he had not received the information he had sought for.

Heard the Principal of the College. He submitted that his office did not received the RTI Application transferred to him and added that he received a copy thereof along with the Hearing Notice from the Commission only. However, he could not satisfactorily explained as to why he had not taken action to furnish the information after so receiving the Application.

Perusal of the RTI Application indicates that it suffers from certain infirmities such as asking information in the form of a question to specify the information in the form of relevant documents, seeking information for a unreasonably long period going back to the inception of the institution and so on. The Appellant submitted that he was not conversant with the RTI Act, 2005 regarding definition of information.

The Deputy Director and SPIO submitted that every college in the state has been directed to designate a faculty member as SPIO and the Principal himself as the First Appellate Authority. The Principal of the college submitted that he was yet to comply with the direction.

In view of the facts brought out above, the Commission hereby orders as follows –

- (i) The Principal, Hamidabad College, Satsia shall furnish the information sought for by the Appellant, based on record of the College, free of cost, within 15 days of receipt of this order, and
- (ii) To designate one of the faculty member of the college as SPIO, and himself as the FAA and display these names with designation in the office building prominently for the benefit of the public.

The Second Appeal is hereby disposed of. However, the Appellant shall be at liberty to move this Commission, if he is aggrieved by the response of the SPIO.

Sd/-

Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-

Joint Registrar
Assam State Information Commission

Memo No. SIC/DHR.25/2017

Dtd.05.07.2017

Copy to:

1. The SPIO, O/o the Principal, Hamidabad Mahavidyalaya, Jamadarhat, Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/Director of Higher Education, Kahilipara, Guwahati-781 019, Assam for information.
3. The Appellant, Md. Jubayer Ahmed, S/o- Shahjahan Ali, Vill- Satsia, PO- Jamadarhat, PS- Fakirganj, Dhubri, Pin- 783 330, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission