

**OFFICE OF THE
ASSAM INFORMATION COMMISSION****JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : **KP(M). 37/2017**
Complainant/ Appellant : **Sri Mukul Sarma**
Respondent : **Principal, Kaliabor College of Education, Nagaon**
Date of Hearing : **05-9-2017**
Complaint/ Second : **Shri H. S. Das, IAS (Retd)**
appeal heard by : **State Chief Information Commissioner, Assam**

O R D E R
05-9-2017

1. The appellant/petitioner Sri Mukul Sarma is absent without any information. The public authority is represented by Mrs. Minati Sarmah Bharali, Principal In-charge , Kaliabor College of Education accompanied by Sri Kiran Borah , husband of Smti Minati Sarmah Bharali to assist her.
2. The second appeal petition dated 7-2-2017 is taken up for further consideration on merit, ex-parte, in the absence of the petitioner, in pursuance of this Commission's previous order dated 8-8-2017.
3. The Principal In-charge of Kaliabor College of Education submitted a written statement dated 4-9-2017 which is entered into the case records. In her written statement she has stated that as already mentioned in her earlier written statement dated 25-3-2017 in the college office there was no record whatsoever relating to Ms Charusmita Mahanta as Lecturer. The experience certificate dated 25-3-2008 was later provided by Dr. Rupa Phukan from her personal records. Dr. Rupa Phukan was the regular Principal of the college at the relevant point of time and the experience certificate dated 25-3-2008 was also signed by Dr. Rupa Phukan as the then Principal of the college. The present Principal In-charge has therefore, expressed her helplessness in the matter and sought apology of this Commission for submitting two divergent statements which were not true. Her explanation and apology is accepted and it is decided not to impose any penalty on her. A copy of the experience certificate was already furnished to the petitioner which provides the available informations sought for by the petitioner vide his RTI petition dated 19-10-2016.
4. It has already been mentioned in paragraph-2 in the order dated 8-8-2017 that there was no system of issuing last pay certificate to the teachers of the college. The present Principal In-charge also deposed orally and also in her written statement dated 4-9-2017 that there are no available office records based on which it can be said that Ms. Charusmita Mahanta was a regular or temporary lecturer, what was her pay scale / remuneration and the reasons for which she left the Institution. The college was not in receipt of any financial assistance from the Govt. and it was entirely dependent on the fees collected from the students for its subsistence. Therefore, there was no proper office or staff to keep records of informations now being sought for by the petitioner, - as deposed by the present Principal In-charge.

5. In view of the above, and taking into account the substantial information in the form of experience certificated dated 25-3-2008 already furnished to the petitioner, there seems to be no further reasonable cause of action and hence the second appeal petition dated 7-2-2017 is disposed of and the matter is treated as closed.

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

Authenticated true copy

**Sd/-
Registrar
Assam Information Commission**

Memo No SIC/ KP(M).37 /2017

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Dated 05-9-2017

Copy to:-.

- 1) Sri Minati Sarmah Bharali, Principal In-charge , Kaliabor College of Education, Nagaon for information
- 2) Sri Mukul Sarma, House No. 3, Weekly Market Road, Paschim Boragaon , Guwahati-35 for information.
- 3) Computer Section for uploading in the Website.
- 4) Office file.
- 5) Order Book.

**Registrar
Assam Information Commission.**