



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

Case No. : SIC/DHR.89 /2017
Appellant : Shri Ashraful Islam
Respondent : The SPIO, O/o the Principal, Dhubri Post Graduate
Teachers Training College, Dhubri
Date of hearing : 10.08.2017
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
10.08.2017

The Appellant, Shri Ashraful Islam is present.

The SPIO is absent. However, the Principal, Dhubri Post Graduate Teachers Training College, Dhubri has sent an apology from today's hearing on account of his preoccupation with on going examination and has requested to fix another date of hearing.

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

Perused the case record. It is seen that the Appellant had sought information from the said college authorities certain information relating to a particular lecturer and the landed property of the college. The Principal of the college responded through his letter dated 11.03.2017 to the Appellant stating that the institution was a venture one and therefore did not fall within the jurisdiction of the RTI Act, 2005. He requested the Appellant to provide guidelines if any, that required a venture/non-government organization to furnish information under the Act.

The Appellant submitted that the institution was a venture one but it had received financial assistance from the Government from time to time. He admitted that he had no such guidelines as sought for by the Principal.

From the facts which have come before the Commission, it is concluded that the management of the institution in question does not constitute a Public Authority under Section 2 (h) of the Act and is therefore not obliged to furnish information under the Act. However, the Appellant is at liberty to seek information relating to any financial assistance the said college might have received from the Government by applying for information to the appropriate Public Authority who can access such information under any other law for the time being in force as provided for under Section 2 (f) of the Act.

The Second Appeal is hereby disposed of.

Sd/-
Pinuel Basumatary
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam State Information Commission

Copy to:

1. The SPIO, O/o the Dhubri Post Graduate Teachers Training College, Jhagarpar, Dhubri, Assam for information and necessary action.
2. The First Appellate Authority/Deputy Commissioner, Dhubri, Assam for information.
3. The Appellant, Shri Ashraful Islam, S/o- Shahjahan Hussain, Vill- Jhagarpar Pt. IV, PO- Jhagarpar, PS & Dist- Dhubri, Pin- 783 325, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam State Information Commission

