

Case No. : **KP(M).554 of 2017**
Appellant : **Sri Utpal Das,**
Respondent : **Gauhati University, Jalukbari.**
Date of Hearing : **11-10-2017**
Complaint/ Second : **Shri H. S. Das, IAS (Retd)**
appeal heard by : **State Chief Information Commissioner, Assam**

O R D E R
11-10-2017

1. The appellant/petitioner Sri Utpal Das is absent without any information. The public authority is represented by Dr. Prasanta Barman, Deputy Registrar and PIO, Gauhati University, Guwahati-14 accompanied by Sri Khagen Ch. Deka, Asstt. Registrar, G.U.
2. The Deputy Registrar and SPIO filed a written statement dated 11-10-2017 enclosing 5 (five) sets of documents against points (a) , (b), (c), (d) and (e) of the last paragraph of this Commission's order dated 25-8-2017. The written statement along with the enclosed documents are entered into the case records.
3. The second appeal petition dated 10-7-2017 and the non-compliance complaint petition dated 1-9-2017 , read with the petitioner's earlier non-compliance petition dated 17-8-2017 are taken up for further consideration in pursuance of this Commission's earlier orders dated 1-8-2017, 25-8-2017 and 10-10-2017.
4. Vide his written statement dated 1-8-2017 the petitioner himself deposed before this Commission that he had received the sought for informations to his satisfaction against point Nos. 2, 3 and 4. At the time of hearing yesterday dated 10-10-2017 the SPIO of Gauhati University handed over the relevant transfer certificate from NEF Law College to the petitioner in presence of this Commission. In view of this and as already stated in the previous orders mentioned above, point Nos. 1, 2, 3 and 4 of the petitioner's RTI petition dated 13-4-2017 appear to have been fully replied to by the SPIO of Gauhati University. This Commission would not, therefore, go back to those issues and take up today only point No.5 of the RTI application for further consideration.
5. In his W/S and non-compliance petition dated 17-8-2017 the petitioner mentioned that Sri Subhram Rajkhowa mentioned 51.5% as the percentage of marks secured by him in the LLM exam, although the relevant mark sheet, copy of which the petitioner himself enclosed with his W/S dated 17-8-2017, shows that the actual marks secured by Sri Rajkhowa was 51%. The petitioner goes on to mention that at the relevant point of time, i.e., on 11-1-1984," the norms of percentage was 52.5% in Masters' Degree". The SPIO of G.U gave a written undertaking today stating that they are not

aware of any such norms as mentioned by the petitioner. As per the relevant advertisement for appointment of Lecturers, the requirement is 'C' Grade in LLM exams, which according to the then prevailing UGC norms is equivalent to 45% to 54%.

6. The petitioner could not provide any documentary evidence in support of his contention that UGC norms required 52.5% marks in LLM exams for appointment of Lecturers of Law as on 1-1-1984. The petitioner himself enclosed a copy of application dated 30-8-1984 by one Dr. P. K. Goswami addressed to the Vice Chancellor of Gauhati University wherein it is mentioned that the " required UGC norm as on 1-1-1986 was 52.5%.
7. The SPIO of Gauhati University has mentioned in his W/S dated 11-10-2017 that from 1-1-1986 the relevant UGC requirement was raised from Grade 'C' (45 to 54%) to Grade-'B' (55% to 64%). The information on the basis of which the appellant is pursuing his second appeal petition appears to be incorrect and without any basis.
8. The RTI applicant appears to be already in possession of the "application form" of Dr. Subhram Rajkhowa for promotion from Reader to Professor together with the LLM marksheet.
9. However, in view of the public interest involved in maintenance of transparency in appointment of University Faculty Members, this Commission directs the SPIO of G.U to furnish a copy of the application of Dr. Subhram Rajkhowa for appointment to the post of Lecturer together with copies of the relevant enclosures within 15 days from the date of this order. ***Enclose a copy of the W/S dated 11-10-2017 submitted by the SPIO of Gauhati University along with this order for information of the petitioner.***
10. With the above order the second appeal petition dated 10-7-2017 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

Copy to:-

- 1) Dr. Prasanta Barman, Deputy Registrar and PIO, Gauhati University for information and necessary action as ordered above.
- 2) Sri Utpal Das, House No.-41, Rang Pathar Bye Lane, Fatashil Ambari, Guwahati-25 for information.
- 3) Computer Section for uploading in the Website.
- 5) Office file.
- 6) Order Book.

**Registrar
Assam Information Commission**