

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

Case No. : KP(M).827/2017  
Complainant/ Appellant : Md. Abdus Salam Sheikh  
Respondent : Directorate of Elementary Education, Assam  
Date of hearing : 2.11.2017  
Complaint/ Second : Shri H. S. Das, IAS (Rtd)  
Appeal heard by : Chief Information Commissioner, Assam

**O R D E R**

2.11.17

The petitioner Shri Abdus Salam Sheikh is present. The public authority is represented by : (i) Md. Abdur Razzaque, SPIO and Deputy Director, Elementary Education, Assam, (ii) Shri Rajib Lochan Baruah, Asstt. Director, Elementary Education, Assam, (iii) Shri Kamaleswar Deka, Sr.ABU, office of the DEEO, Assam, and (iv) Shri Girindra Nath Haloi, Sr. Assistant of the Directorate of Elementary Education, Assam. The second appeal petitions dated 11.9.17 is taken up for consideration in presence of both the parties.

2. It is seen from the case records that the petitioner submitted two RTI petitions, both dated 3.4.17 relating to Ghunimari M.E. Madrassa situated in Dhubri district before the Deputy Secretary and SPIO, Elementary Education Department. The RTI petitions were transferred by the SPIO and Deputy Secretary, Elementary Education Department to the Director of Elementary Education, Assam and Deputy Commissioner, Dhubri district vide letter dated 26.5.2017. Moreover, the Asstt. Director, Elementary Education, Assam vide his letter dated 16.6.17 sent an interim reply to the petitioner stating that the subject matter of the RTI petition will be enquired into and on receipt of the inquiry report, the same will be intimated to the petitioner. Thereafter getting no further response, the petitioner filed second appeal petition before this Commission vide his prayer dated 11.9.17.

3. The first appellate authority and Director of Elementary Education, Govt. of Assam has sent a written submission dated 1.11.17, which is entered into the case records. The District Elementary Education Officer (DEEO) has also submitted a separate written submission dated 25.10.17, which is also entered into the case records.

4. In his WS the Director & first appellate authority, Elementary Education has mentioned that the DEEO, Dhubri was asked to inquire into the matter raised in the two RTI petitions dated 3.4.17. The subject matter of the RTI petition is related to the land of the Ghunimari M.E. Madrassa. The DEEO, Dhubri submitted a report to the DEE vide his letter dated 25.8.17 enclosing a report dated 20.7.16 submitted by the incharge Block Elementary Education Officer, Bilasipara, who again enclosed a report dated 30.5.16 submitted by Sub-Inspector of Schools, Bagribari Circle, Bilasipara. The report received by the DEE, as stated by him in the WS dated 1<sup>st</sup> November, 2017 has not gone into the details of the matter. The DEE, therefore, vide his letter dated 23.10.17 wrote to the DEEO, Dhubri stating that no specific views are reflected in the inquiry report of the Sub-Inspector Schools of Bagribari Circle, Bilasipara and therefore, requested the DEEO to furnish a detailed report along with the present status of the occupied land supported by the report of the concerned Revenue Circle Officer, Bilashipara on or before 27<sup>th</sup> October, 17. The officials of the Directorate of Elementary Education present today submitted that detailed report from the DEEO, Dhubri has not yet been received.

5. In view of the above, this Commission directs the DEEO, Dhubri to furnish a report to the Director of elementary Education, Assam on or before 30<sup>th</sup> November, 2017. Since the subject matter of the inquiry involves the status of land of Bilalsipara M.E. Madrassa, the DEEO, Dhubri is directed to take help from the Deputy Commissioner, Dhubri and Revenue Circle Officer, Bilalsipara as may be necessary. **The Deputy Commissioner, Dhubri and Revenue Circle Officer, Bilasipara are also directed to provide all necessary help and information so as to facilitate submission of final and detailed report by the DEEO, Dhubri to DEE on or before 30<sup>th</sup> November, 2017.** Enclose copies of these orders to the Deputy Commissioner, Dhubri, District Elementary Education Officer, Dhubri, Circle Officer, Bilasipara Revenue Circle, District Dhubri for their information and necessary action.

Meanwhile, the SPIO of the Directorate of Elementary Education is directed to furnish a copy of the interim report submitted by the BEEEO, Dhubri to the petitioner along with enclosed copies of reports from the Asstt. Block Education Officer, Bilasipara and Sub-Inspector of Schools, Bagribari before this Commission today, which he did.

Fix 12.30 PM on 07.12.17 for next hearing.

Sd/-  
(H. S. Das)  
Chief Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy.  
Sd/-  
Registrar  
Assam Information Commission

Memo No. SIC/KP(M). 827/2017/

Dtd. 2.11.2017

Copy to:

1. The Deputy Commissioner , Dhubri District, Dhubri, Assam for information and necessary action.
2. The District Elementary Education Officer, Dhubri, Assam for information and necessary action.
3. The Circle Officer, Bilasipara Revenue Circle, District Dhubri, Assam for information and necessary action.
4. The Director of Elementary Education, Assam, Kahilipara, Guwahati-19 for information and necessary action.
5. The Deputy Director & SPIO, Elementary Education, Govt. of Assam, Kahilipara, Guwahati-19 for information and necessary action.
6. Md. Abdus Salam Sheikh, Sijubari, House No. 84, Near Sijubari Majar, PO- Hatigaon, Guwahati-38 for information.
7. Computer Section for uploading in the Website.
8. Office File.
9. Order Book.

Registrar  
Assam Information Commission