



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

Case No. : SIC/KP(M).995/2017
Appellant : Shri Dulal Bora
Respondent : The SPIO, O/o the Secondary Education Deptt., Government of Assam, Dispur
Date of hearing : 10.01.2018
Second Appeal heard by : Shri Pinuel Basumatary,
State Information Commissioner, Assam

O R D E R
10.01.2018

Smt. S. G. Kalita, Joint Secretary/SPIO, Secondary Education Department, Assam, Shri Sanjib Kr. Phukan, ASPIO, Directorate of Secondary Education, Assam, Shri Joy Ram Hazarika, SPIO are present along with other representatives. Written Statements both dated 09.01.2018 have been received from the SPIO and Joint Secretary to the Government of Assam, Secondary Education Department and ASPIO and Assistant Director, Secondary Education, Assam.

The Appellant is absent. However, he has sent an apology with a request to re-fix the date of hearing.

The Commission decided to conduct the hearing proceedings considering the presence of the Respondents and that Written Statements have been received.

Perused the Written Statements and heard the Respondents. It has been submitted that after an inquiry the Department has concluded that the institutions against which the Appellant had made allegations in his written Complaint dated 03.12.2015 submitted to the Chief Secretary to the Government of Assam were not within the administrative jurisdiction of the Education Department. However, the Appellant has not yet been informed of this status. From the Complaint of the Appellant, it appears that the said institutions have been set up with trade license issued by Guwahati Municipal Corporation (GMC) and therefore the SPIO of the Corporation could be the appropriate Public Authority to provide the information sought for, if any.

In view of the above submission made by the Respondents, the Commission hereby orders that the SPIO shall respond to the Appellant's Application dated 09.08.2016 by apprising him with the position of the Public Authority in relation to the aforementioned institutions and transfer the said Application to the SPIO of GMC within 10 days of receipt of this order.

The Second Appeal is hereby disposed of.

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

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Copy to:

1. The SPIO, O/o the Secondary Education Deptt., Government of Assam, Dispur, Guwahati-6 for information and necessary action.
2. The First Appellate Authority/Chief Secretary to the Government of Assam, Dispur, Guwahati- 6 for information.
3. The Appellant, Shri Dulal Bora, Kainadhara Tiniali, House No. 118, Khanapara, Guwahati- 781 022, Dist- Kamrup (M), Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission