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| Case No. | DBR.04/2018 |
| Complainant/ Appellant | Smti Parul Saikia Hazarika. |
| Respondent | Inspector of Schools, Dibrugarh. |
| Date of Hearing | 17.05.2018 |
| Complaint/ Second appeal heard by | Shri H. S. Das, IAS (Retd) State Chief Information Commissioner, Assam |

O R D E R
17.05.2018

1. The petitioner Smti Parul Saikia Hazarika is present. The public authority, i.e the Inspector of Schools , Dibrugarh is represented by Sri Girish Dutta, Accountant and SPIO.
2. The second appeal petition dated 10-12-2017 followed by reminder dated 24-1-2018 is taken up for hearing in presence of both the parties.
3. From perusal of the case records it is seen that the petitioner filed an RTI petition dated 20-10-2017 before the SPIO of Inspector of Schools, Dibrugarh District Circle, Dibrugarh. She wanted the following informations :-
 - (i) The date month and year of receiving a letter dated 28-9-2017 sent by her to the Inspector of Schools under Speed Post receipt No. ES-784560947-IN dated 4-10-2017,
 - (ii) The actual date of her retirement from service on the basis of her SEBA certificate No. 424 dated 11-6-1978, and
 - (iii) Whether the superannuation list of teaching and non- teaching staff of High and Higher Secondary schools of Dibrugarh relating to the years 2016 and 2017- (January to December each year) was submitted to the Finance (Estt-'A') Department, Assam and Director of Secondary Education, Assam for their appraisal according to the Assam Services (P) Rules, 1969 under Rule 95(1).
4. Not getting any response to her RTI application, the petitioner filed a first appeal petition before the Inspector of Schools, followed by the 2nd appeal petition dated 10-12-2017 now under consideration before this Commission.

5. From perusal of the case records it appears that as per her HSLC certificate the petitioner's age as on 1st March, 1978 was 21 years meaning that her date of birth was 2nd March, 1957. Accordingly her date of superannuation should have been 31st March, 2017 in terms of Finance (Estt-'A') Department's O.M No. FEG. 26/2010/29 dated 31st October, 2012. However, the Head Mistress of Swarupananda Vidyapith H.E school , Dibrugarh, by a notice dated 25-2-2017 certified that the date of retirement of Mrs Parul Saikia Hazarika, Asstt. Teacher of the school as **28-2-2017** instead of **31-3-2017**.

6. The petitioner produced a photo copy of her Service Book where her date of birth was recorded as 1-3-1957. It is seen that the Service Book was duly signed by Smti Parul Saikia Hazarika herself on 26-6-1993 and by the Headmaster of the school.

7. The Inspector of Schools , Dibrugarh Circle has sent a written statement dated 15-5-2018 stating that he received a copy of letter dated 25-9-2017, and not 28-9-2017 as stated by the petitioner. The W/S also mentions that the petitioner raised the issue of her actual date of birth after she went on retirement w.e. from 28-2-2017 , although as per Govt. O.M dated 31-10-2012, as mentioned above, her date of retirement should have been 31-3-2017. The Inspector of Schools also mentioned in his W/S that the petitioner Smti Parul Saikia Hazarika did not take any steps for rectification of her date of birth before she went on retirement, w.e.from 28-2-2017. She took up the matter of her being sent on retirement by the Headmistress of the school with the Inspector of Schools, Dibrugarh one month after she went on retirement. It appears from the W/S that the Inspector of Schools explained to her that the time for rectification of her date of birth was already over.

8. In view of the above, a copy of the Inspector of School's W/S dated 15-5-2018 is directed to be furnished to the petitioner along with a copy of this order. The Inspector of School, Dibrugarh's W/S dated 15-5-2018 contains the informations 3(i) and 3(ii) as sought for by the petitioner vide her RTI petition dated 20-10-2017.

9. As regards point No.. (iii) of the RTI petition, the SPIO of Inspector of Schools , Dibrugarh Circle, Dibrugarh is directed to verify the office records, if necessary, the office records of the Head Mistress of the concerned school, viz Swarupananda Vidyapith H.E, school, Dibrugarh and furnish the sought for information to the petitioner within 30 days from the date of receipt of this order.

10. With the above order the second appeal petition dated 10-12-2017 is disposed of.

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

Authenticated true copy

Sd/-

**Registrar I/c
Assam Information Commission**

Memo No SIC/ DBR.04/2018/

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Dated 17.05.2018

Copy to:-.

- 1) SPIO of the office of Inspector of Schools, Dibrugarh for information and necessary action.
- 2) Smti Parul Saikia Hazarika, Red Cross Road, Khalihamari, Near DHSK Law College, Dibrugarh, P.O & Dist- Dibrugarh, PIN-785001 for information.
- 3) Computer Section for uploading in the Website
- 4) Office file.
- 5) Order Book.**

**Registrar I/c
Assam Information Commission.**