

**OFFICE OF THE
ASSAM INFORMATION COMMISSION****JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

Case No. : SIC/KRJ.5 /2018
Appellant : Md. Sattar Ali
Respondent : The SPIO, O/o the Block Mission Co-ordinator, Sarba Siksha
Abhijan, Bilasipara, Dist.- Dhubri, Assam, Pin- 783 348
Date of hearing : 13.09.2018
Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
State Information Commissioner, Assam

O R D E R

13.09.2018

Parties are absent. However, a Written Statement dated 06.09.2018 received from the Block Elementary Education Officer/BMC, SSA, Bilasipara. A copy of the letter dated 05.09.2018 received from the District Mission Co-ordinator, SSA, Dhubri.

Perused the case record. The Appellant submitted his Second Appeal dated 06.06.2018 being aggrieved at not receiving the information sought for by him from the SPIO through his RTI Application dated 03.02.2018 inspite of his First Appeal dated 16.03.2018 submitted to the Block Mission Co-ordinator, SSA, Bilasipara. The Second Appeal was first scheduled to be heard on 31.07.2018. A Written Statement dated 27.07.2018 was received from the District Mission Co-ordinator, SSA, Dhubri stating that a direction had been issued to the BMC, SSA, Bilasipara to furnish the information per provision of the RTI Act, 2005. Both the SPIO and the Appellant were absent without information. Consequently, today's hearing was scheduled and the SPIO was directed to be present personally in the hearing with all relevant records of the case. Further, DMC, SSA, Dhubri was requested to instruct the SPIO/BMC, SSA, Bilasipara to comply with the Commission's notice.

Perused the copy of letter of the DMC, SSA, Dhubri issued to the SPIO/BMC, SSA, Bilasipara. It has been submitted that the BEEO/BMC, SSA, Bilasipara had been directed to be present in today's hearing along with all relevant papers and documents for disposal of the petition.

Perused the Written Statement of the BEEO/BMC, SSA, Bilasipara. It has been submitted that the Headmasters of the respective schools had been instructed to provide the information directly to the Appellant, that the said Headmasters have since provided the information and that the Appellant acknowledged receipt of the same. The information sought for related to Ambari M.E. Madrassa and Jaharmura M.E. Madrassa. The enclosures of the Written Statement included two letters dated 13.07.2018 and 17.07.2018 respectively by the

Appellant to the BEEO/BMC, SSA, Bilasipara acknowledging receipt of the information from the said schools. However, the said two letters referred to RTI Application dated 09.02.2018 instead of the RTI Application dated 03.02.2018 to which the instant Second Appeal relates. However, the content of the letters referred to five points on which information has been sought for.

The Commission observes that the BMC, SSA, Bilasipara submitted a Written Statement without explaining the anomaly in the date of the RTI Application to which the Second Appeal relates. However, considering that the information mentioned in the letters of the Appellant corresponds to the points in the RTI Application, **the Second Appeal is hereby disposed of with a direction to the BEEO/BMC, SSA, Bilasipara to pay attention to such anomalies as happened in his Written Statement as referred to above.**

Sd/-

Pinuel Basumatary IA & AS (Retd.)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/KRJ.5 /2018

Dtd.13.09.2018

Copy to:

1. The SPIO, O/o the Block Elementary Education Officer/Block Mission Co-ordinator, Sarba Siksha Abhijan, Bilasipara, Dist.- Dhubri, Assam, Pin- 783 348 for information and necessary action.
2. The First Appellate Authority/office of the District Mission Co-ordinator, Sarba Siksha Abhijan, Dhubri, Dist.- Dhubri, Assam, Pin- 783 301 for information.
3. The Appellant, Md. Sattar Ali, S/o- Iman Ali, Vill- Ariani, Pt-II. PO- Bogoribari, Dist.- Kokrajhar, (BTAD), Assam, Pin- 783 349 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission