

Case No. : SIC/CCR.158/2017  
Appellant : Sri Pushpendu Chakraborty  
Respondent : The SPIO, Office of the Commissioner & Secretary to the Govt. of Assam, Education (Elementary) Department, Dispur, Guwahati – 6, Assam.  
Date of hearing : 30-1-2018  
Second Appeal heard by : Nilufer Alam Hazarika, IAS(Retd.)  
State Information Commissioner, Assam

**O R D E R**  
**30-1-2018**

The petitioner Sri Puspendu Chakraborty vide mail date 24<sup>th</sup> January, 2018 has informed that due his old age it is difficult on his part to appear for hearing before the Commission fixed on 30-1-2018 and has requested to exempt him from appearing. He stated that he had submitted certified copies of all petitions, reminders, postal receipts along with his 2<sup>nd</sup> Appeal petition for taking necessary action.

The Public Authority to be represented by the SPIO, Education (Elementary) Department, Dispur is absent without any intimation.

On perusal of the 2<sup>nd</sup> Appeal petition along with Annexures enclosed filed by the petitioner dt. 09-08-2017, it appears that the petitioner was promoted to officiate as B.E.E.O, Narsingpur under A (2) of APSC (Limitation and function), Regulation, 1951 vide Govt. Order No. AEE.365/2009/46 dt. 12-05-2010. Thereafter he retired from service on 31-08-2013 and has been getting regular pension with effect from 01-09-2013 against P.P.O. No. 929211209483. He submitted that recently the said promotion has been regularized vide Govt. Order No. AEE-365/2009/162 dt. 04-03-20016. Consequently Office of the Principal Accountant General (A & E), Assam issued a specific authority letter along with Pay Slip requesting the B.E.E.O.Narsingpur to draw and disburse the arrear pay and allowances, for the period from 18-05-2011 to 31-08-2013. The B.E.E.O, Narsingpur is also initiating to process for drawing and disbursing the said payment. But it has been delayed and therefore he has requested the SPIO, Office of the Commissioner & Secretary to the Govt. of Assam, (Elementary) Education Department, Dispur to furnish information. 1) Whether Block Elementary Education Officer, Narsingpur can draw and disburse the arrear pay and allowances for the period from 18-05-2011to 31-08-2013 and debit the expenditure to the Head concerned from the existing current budget as available under his establishment. 2) If no, what measures are to be taken. It appears that the petitioner issued reminders vide letter dt. 22-2-2017 and 12-4-2017. Thereafter, the 1<sup>st</sup> Appeal petition was filed on 30-05-2017.

In view of the facts stated above the Commission hereby directs the SPIO, Office of the Commissioner & Secretary to the Govt. of Assam, (Elementary) Education Department to furnish the information sought for by the petitioner within 21 days from the date of receipt of this order.

With the above direction the 2<sup>nd</sup> Appeal petition dt. 09-08-2017 is disposed of. The petitioner shall be at liberty to file a petition/complaint before this Commission if he is not furnished the information within the said period or is not satisfied with the information furnished.

Sd/-

( Nilufer Alam Hazarika, IAS(Retd.) )  
State Information Commissioner, Assam  
Panjabari, Guwahati

Authenticated true copy

Sd/-  
Joint Registrar  
Assam State Information Commission

Memo No. SIC/CCR.158/2017

Dtd. 30-1-2018.

Copy to:

1. The SPIO, Office of the Commissioner & Secretary to the Govt. of Assam, Education (Elementary) Department, Dispur, Guwahati – 6, Assam for information and necessary action.
2. The First Appellate Authority/ Education (Elementary) Department, Dispur, Guwahati – 6, Assam for information.
3. Sri Pushpendu Chakraborty, Retd. Block Elementary Education Officer, Narsingpur, Residential Address, 1<sup>st</sup> Link Road, Lane Road, Lane No. House No.5, Silchar – 788006, Dist. Cachar, Assam for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam State Information Commission