



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

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Case No. : SIC/DRN.21 /2018
 Appellant : Md. Ali Ahmed
 Respondent : The SPIO, O/o the Block Elementary Education Officer,
 Dalgaon Sialmari Block, PO- Dalgaon, Dist.- Darrang, Assam
 Date of hearing : 14.12.2018
 Second Appeal heard by : Sri Pinuel Basumatary, IA & AS (Retd.)
 State Information Commissioner, Assam

O R D E R

14.12.2018

The Appellant, Md. Ali Ahmed is present.

The SPIO absent. However, Written Statements dated 11.12.2018 and 12.12.2018 have been received from the Block Elementary Education Officer, Dalgaon Sialmari Block, Dalgaon and Director, Elementary Education, Assam.

Perused the Written Statements. The BEEO submitted that of the four points in the RTI Application dated 18.07.2017 point number 1 was transferred to the District Elementary Education Officer, Darrang whereas part of point number 4 was transferred to the DEEO's office of all the districts of the state. As regards, point numbers 2, 3 and part of 4, the Appellant was advised to inspect the records and take photocopies etc. considering that the information was not available in one single document. The Directorate further added that in respect to the First Appeal dated 10.10.2017 the BEEO, Dalgaon Sialmari Block was requested to furnish the information urgently. The BEEO has conveyed his apology for his absence in today's hearing on account of NRC work and has stated that on receipt of the RTI Application from the Directorate on 14.09.2017 the Appellant had been requested to collect the information from the office through a letter dated 08.12.2017 and the Appellant had not responded to that request.

Heard the Appellant. He submitted that he was not interested in any information held by the Directorate and that he had submitted his Application to the Directorate for the reason that the BEEO's office was in the habit of refusing to receive the RTI Applications. As regards, the information held by the BEEO, he submitted that he had responded to his letter by meeting him in the office, and that the latter requested him to visit the office at a later date on the plea that the information was not ready to be furnished. He had not received any further communication from the BEEO inspite of the written assurances in that regard.

The Commission notes that the BEEO, Dalgaon Sialmari Bolck, Dalgaon had kept the RTI Application pending for over a year and has failed to comply with the provisions of the RTI Act, 2005. **The Commission therefore hereby orders that SPIO/BEEO, Dalgaon Sialmari Bolck, Dalgaon shall provide full information that held by his office to the Appellant, free of cost, within 15 days of receiving this order. These many days have been given to the Public Authority to furnish the information considering the plea of preoccupation with NRC work.**

In view of this, the Second Appeal is hereby disposed of.

Sd/-

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

Authenticated true copy

Sd/-
Joint Registrar
Assam Information Commission

Memo No. SIC/DRN.21 /2018

Dtd.14.12.2018

Copy to:

1. The SPIO, O/o the Block Elementary Education Officer, Dalgaon Sialmari Block, PO- Dalgaon, Dist.- Darrang, Assam, Pin- 784 116 for information and necessary action.
2. The First Appellate Authority/office of the Director of Elementary Education, Assam, Kahilipara, Guwahati- 19 for information.
3. The Appellant, Md. Ali Ahmed, S/o- Lt. Hasen Sheikh, No. 1, PO & PS- Kharupetia, Dist.- Darrang, Assam, Pin- 784 115 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar
Assam Information Commission