



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

**JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037**

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Case No. : SIC/DRN.40 /2018  
Complainant : Sri Mati Ram Nath  
Respondent : The SPIO, O/o the Block Elementary Education Officer,  
Dalgaon Sialmari Education Block, Darrang.  
Date of hearing : 22.04.2019  
Complaint heard by : Sri Pinuel Basumatary, IA & AS (Retd.)  
State Information Commissioner, Assam

**O R D E R**

22.04.2019

Sri Utpal Goswami, Junior Assistant, as deputed by Sri S. Nath i/c BEEO, Dalgaon Sialmari Education Block is present to represent the hearing. The depute submitted a Written Statement dated 12.04.2019.

The Appellant absent without information.

Perused the case record. The Second Appeal dated 05.07.2018 was heard on 21.08.2018 with the direction to the BEEO to furnish full information with authenticated copies of relevant documents, free of cost, within 15 days of receipt of the order. The information remaining to be furnished pertained to point numbers 2 and 3 through which the documents relating to academic qualification (point number 2) and copy of the appointment letter (point number 3) in respect of a teacher named Md. Surhab Ali were sought. This hearing has been necessitated by a Complaint by the Appellant about non-compliance with the said order.

Perused the Written Statement and heard the depute. The i/c BEEO has conveyed his apology for his absence in the hearing on account of his preoccupation with NRC duty and has stated that the remaining information could not be furnished as the concerned teacher had not provided the information.

From the written submission, and material on record, it is seen that instead of furnishing the information from the official record, the BEEO has depended on the person on whom the information has been sought and he had 'transferred' the RTI Application to the person. It is evident that the BEEO is not conversant with his duty under the RTI Act, 2005 and also that official records have not been maintained properly in his office necessitating the dependence on the person.

Considering the facts and circumstances brought out above, **the Commission hereby orders that the BEEO i/c, Dalgaon Sialmari Education Block shall take necessary action**

for furnishing the information on point numbers 2 and 3 of the RTI Application free of cost, without further delay, in any case within 10 days of receipt of this order. He is further directed to ensure that records in his office should be organized and maintained according to record maintenance system and ensure in future that information sought for under the Act is provided within the stipulated time.

**The Complaint of non-compliance 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.40 /2018**

**Dtd.22.04.2019**

Copy to:

1. The SPIO, O/o the Block Elementary Education Officer, Dalgaon Sialmari Education Block, Darrang, Dist- Darrang, Assam, Pin- 784 126 for information and necessary action.
2. The First Appellate Authority/District Elementary Education Officer, Darrang, Mangaldai, Dist- Darrang, Assam, Pin- 784 125 for information.
3. The Appellant, Sri Mati Ram Nath, S/o- Lt. Dusta Ram Nath, Vill- Gharowa Sonapur, PO- Dhekipara, Dist- Darrang, Assam, Pin- 784 145 for information.
4. Computer Section for uploading in the Website.
5. Office File.

Joint Registrar  
Assam Information Commission