

OFFICE OF THE  
**ASSAM INFORMATION COMMISSION**

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

Phone : (0361) 2332704, 2337900, 2331193 :: Fax : 2332704 :: email : secretary.sicassam@gmail.com

**Case No.** : SIC/DMJ 45/2019  
**Complainant/ Appellant** : Dr. Dilip Saikia  
**Respondent** : SPIO of the Office of Dhemaji College, Dhemaji  
SPIO of the Directorate of Higher Education,  
Kahilipara, Guwahati  
**Date of Hearing** : 25-1-2021  
**Complaint/ Second** : Dr. A.P.Rout, IPS(Retd)  
**Appeal heard by** : State Chief Information Commissioner, Assam

**O R D E R**  
**25-1-2021**

1. The petitioner Dr. Dilip Saikia is present.
2. The Public Authority is represented by Shri Diganta Hazarika, SPIO of Dhemaji College accompanied by Shri Joy Ram Hazarika, SPIO, Directorate of Higher Education, Kahilipara.
3. On perusal of the documents provided by the RTI appellant and shown by the SPIO of Dhemaji College and the tracking record of the postal department showed by the petition, as it was found that the RTI petition was delivered to the Principal on 9/9/2019. However, the letter shown by the PIO, Dhemaji College clearly shows the initial to the Principal marking it to PIO Shri Diganta Hazarika on 23/9/2019 that means from 9/9/2019 to 23/9/2019 the letter remained unattended mysteriously. The documents relating to selection file as sought by the petitioner were available at the Dhemaji College upto 20/9/2019.
4. Again as mentioned by the PIO, Dhemaji College, the file was sent through messenger to the Directorate of Higher Education on 20/9/2019 only.
5. Therefore the suspicion arises on letter remaining unattended during the period when the selection file was with the college and the RTI application was not attended to.
6. This though warrants a proper enquiry from the Higher Education Department, the Commission still taking a lenient view, asks the Principal of Dhemaji College to conduct an enquiry and submit a report on actual receipt of the letter and marking of the letter to the SPIO.
7. Copy of the enquiry report be sent to the Secretary of this Commission as well as to Commissioner of Higher Education, Kahilipara and Director of Higher Education, Kahilipara.
8. Coming to the RTI petition and as verbally informed by the PIO Shri Diganta Hazarika that the CD of the selection process is not available as it was not video recorded.
9. **The Commission directs the PIO to despatch the copy of information from point no.1 to 5 of the RTI petition within 7 days from today.**
10. In light of the above, the instant 2<sup>nd</sup> appeal petition dated 30/11/2019 is disposed off.

Sd/-  
Dr. A.P.Rout

Authenticated true copy.

Sd/-  
Joint Registrar i/c  
Assam Information Commission

Copy to:

1. The Principal of Dhemaji College, Dhemaji for information and necessary action as ordered above.
2. Shri Preetom Saikia, IAS, Commissioner & Secretary, Higher Education Department, Assam for information.
3. Smti Gitimoni Phukan, ACS, Director, Directorate of Higher Education Department, Assam for information.
4. Shri Pradip Ch. Saloi, Registrar, Assam Information Commission, Panjabari, Guwahati to put up the enquiry report.
5. Shri Anil Ch. Deuri, Secretary, Assam Information Commission, Panjabari, Guwahati for information.
6. The PIO of Dhemaji College, Dhemaji for information and necessary action as ordered above. He is to dispatch the information within 7 days.
7. The SPIO of the Directorate of Higher Education, Kahilipara, Guwahati for information.
8. The petitioner Dr. Dilip Saikia, C/O- Bidyadhar Saikia, Hiloipara, P.O – Kacharipathar-787058 for information.
9. Computer section for uploading in the website
10. Office File
11. Order Book

Joint Registrar i/c  
Assam Information Commission