



**OFFICE OF THE
ASSAM INFORMATION COMMISSION
JONAKEE COMPLEX, PANJABARI, GUWAHATI-781037**

Case No. : SIC/HLK.62/2020
Complainant/ appellant : Foriz Uddin Laskar.
Respondent : SPIO, O/o the Inspector of Schools, Hailakandi
Date of hearing : 03.03.2021
Complaint/ Second : Dr. A.P. Rout, IPS (Retd.)
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R
03.03.2021

1. The Petitioner Sri Foriz Uddin Laskar is absent. The public authority to be represented by the SPIO of the Office of the Inspector of Schools is also absent.
2. On perusal of the case records, it is seen that the petitioner filed RTI petition dated 2.6.2020 (copy enclosed) before the SPIO of the Inspector of Schools, Hailakandi seeking the following information
 - (i) Photocopy of Sanction letter receive from GOA under MSDP Scholarships from for the year 2017-18, 2018-19, 2019-20 along with minutes 08 the Dist MSDP Committee for discernment of the MSDP Scholarship of the same (i.e. 2017-18, 2018-19, 2019-20)
 - (ii) Photocopy of the beneficiaries list including the School name, address and bank account no etc. for the year 2017-18, 2018-19 and 2019-20.
 - (iii) Photocopy of the payment sheets of MSDP Scholarship for the year 2017-18, 2018-19, 2019-20.
 - (iv) List of the District level MSDP Committee.
 - (v) Photocopy of the payment sheets along with RTGs/ NEFT details on the same.....
 - (vi) Photocopy of the NSP Registrar & N.Disc of Hailakandi District.
3. Reportedly on not getting the information he has submitted his first appeal petition before the Deputy Commissioner, Hailakandi on 11.9.2020 (copy enclosed) and then he filed second appeal petition dated 9.11.2020 under Section 19 (1) of the RTI Act, 2005 (copy enclosed).
4. Accordingly the notices were issued to the SPIO for hearing by the Commission vide letter No.SIC/HLK.62/2020/6 dated 29.12.2020 (copy of letter enclosed) and hearing was fixed on 22.1.2021 at 12.30 PM. In pursuance to the notice the petitioner was present. The SPIO neither submitted any action taken report nor remained present.
5. Accordingly the order dated 22.1.2021 (copy enclosed) was issued by the Commission clearly mentioning why no penalty to be imposed under Section 20 of the RTI Act due to his non submission of information and absence in the hearing.
6. In the order itself another date was fixed on 24.2.2021 at 11.45 AM and the SPIO Sri Faizul Islam, Head Assistant and SPIO was specifically asked to remain present and explain why no penalty be imposed on him. However the date of hearing was re-fixed to 3.3.2021 at 11.45 AM vide letter No.SIC/HLK.62/2020/9 dated 9.2.2021 (copy enclosed). Accordingly the case is taken up for hearing on 3.3.2021. On this date, the appellant was absent. However he has sent an email stating his inability to attend the hearing due to illness

and he specially mentioned that the SPIO has not furnished any information to him (copy enclosed).

7. In light of the above, with accordance with the provision of Section 20 of the RTI Act, 2005 the **Commission directs the disciplinary authority to initiate Departmental Proceeding against Sri Faizul Islam, SPIO & Head Assistant of the Office of the Inspector of Schools, Hailakandi for blatantly violating the Section 7 of the RTI Act, 2005. Further the Commission directs the First Appellate Authority to furnish the necessary information in respect of the RTI application to the petitioner with a copy to the Registry of this Commission.**

Sd/-

(Dr. A.P. Rout)

Authenticated true copy.

Sd/-

Joint Registrar i/c
Assam Information Commission

Memo No. SIC/ HLK.62/2020

Dtd. 3.3.2021

Copy to:

1. Sri Preetam Saikia, IAS, Commissioner and Secretary of Education Department to take necessary action in initiating Departmental Proceeding and also to direct the Disciplinary authority to intimate the Commission from time to time about the initiation and disposal of Department Proceeding.
2. The First Appellate Authority C/o Commissioner and Secretary of Education Department, Dispur for information and necessary action.
3. Sri Faizul Islam, SPIO & Head Assistant of the Office of the Inspector of Schools, Hailakandi for information.
4. Sri Foriz Uddin Laskar, S/O- Lt. Arjumond Ali Laskar, VIII PO- Kachanpur Pt-II, PS & Dist- Hailakandi for information.
5. Computer Section for uploading in the Website.
6. Office File.
7. Order Book.

Joint Registrar i/c

Assam Information Commission