



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

Case No. : SIC/KP(M)106/2021
Complainant/ appellant : Dr. Khayam Uddil Ahmed.
Respondent : SPIO of the Directorate of Higher Education. Kahilipara.
Date of hearing : 29.07.2021
Complaint/ Second : Dr. A.P. Rout.
Appeal heard by : State Chief Information Commissioner, Assam

O R D E R

29.07.2021

1. The petitioner Dr. Khayam Uddin Ahmed is present. The public authority i.e. the SPIO of the Directorate of Higher Education Sri Joy Ram Hazarika, AES is present.
2. On perusal of the case records, it is seen that the petitioner has filed RTI petition dated 21.10.2020 seeking in total six (6) numbers of questions before the SPIO of the Directorate of Higher Education. However, the SPIO cum Deputy Director, O/o the Director of Higher Education transferred his RTI petition dated 21.10.2020 to the Principals of Colleges vide letter No. DHE/RTI/96/2020/5 dated 03.12.2020. Reportedly on not getting any information the appellant filed first appeal petition dated 6.1.2021 before the Commissioner & Secretary to the Govt. of Assam, Education Department. Then the petitioner filed second appeal petition dated 24.3.2021 before the Commission. Accordingly the hearing is fixed today.
3. Today both the petitioner and the SPIO of Directorate of Higher Education are present. The RTI petitioner Advocate Khayam Uddin Ahmed has informed that he has received information only from 20 numbers of colleges out of 300 add colleges in Assam. The SPIO Sri Joy Ram Hazarika has submitted a written statement dated 26.7.2021 stating that the he has forwarded the RTI petition to Principals of Colleges vide letter dated 03.12.2020 to furnish the information directly to the petitioner.
4. The Commissioner constrained to observe that certain information as sought by the RTI petitioner are to be available in the Directorate of Higher Education. By perusing the files and giving specific reply, the SPIO simply forwarded the petition to the Principals.
5. In light of it, the Commissioner directs the SPIO to once again examine the RTI petition and take necessary steps to furnish whatever information is available in his office in connection to the RTI Petition and at the same time he must takes steps in collecting the information from the Principals and compiling them and then furnish the information to the petitioner within two months from the date of receipt of this order. The RTI petitioner has the liberty to move the Commission after two months in case of unsatisfactory information. At the same time, the RTI petitioner is advised to file RTI petition properly for information only as per the RTI Act, 2005, not putting questions like why and how.
6. In light of it, the second appeal petition dated 8.3.2021 is disposed off.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/ KP(M)106/2021

Dtd. 29.07.2021

Copy to:

1. Sri Joy Ram Hazarika, AES, SPIO cum Deputy Director, O/o the Director of Higher Education, Assam, Guwahati-19 for information and necessary action.
2. The First Appellate Authority/ Commissioner & Secretary, Higher Education Department, Dispur, Guwahati-06 for information.
3. Dr. Khayam Uddin Ahmed, Advocate, Residence-cum- Chamber, Town & P.O- Garigaon (Near Urban State Dispensary, Jalukbari, Guwahati-12 for information.
4. Computer Section for uploading in the Website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission