



**OFFICE OF THE
ASSAM INFORMATION COMMISSION**

JONAKKEE COMPLEX, SHILPGRAM ROAD, PANJABARI, GUWAHATI- 781037

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

Case No. : SIC/DRN.11/2021
Appellant : Sri Joinal Abedin
Respondent : The SPIO, o/o the Dist. Elementary Education Officer, Darrang
Date of hearing : 24.09.2021
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R

24.09.2021

The appellant is absent. However, he informs the Commission through e-mail dated 24.09.2021 that he is unable to attend today's hearing due to bandh call given by some organization in Darrang district today and prays to re-fix another date of hearing.

Sri Prabhat Das, Dist. Elementary Education Officer i/c, Darrang is present.

Perused the case record. The appellant submitted one petition under RTI Act, 2005 dated 19.11.2020 before the DEEO, Darrang seeking certain informations. For non-receipt of the sought for informations he submitted 1st appeal petition dated 23.12.2020 before the SPIO, o/o the DEEO, Darrang instead of FAA.

Seen the 2nd appeal dated 08.02.2021. It is alleged that neither PIO has furnished any informations nor the 1st appellate authority passed any order for supply of the informations and thus, he preferred 2nd appeal before the Commission. The DEEO, i/c Darrang submits one written statement vide letter no. DESE-247/05/Pt-VI/1834 dated 23.09.2021. It is submitted that on receipt of RTI petition dated 19.11.2020 the then DEEO, Darrang had transferred the application to the BEEO, Dalgaoon vide letter no. DESE-247/05/Pt-VI/2675 dated 27.11.2020 to furnish the required informations directly to the appellant. The BEEO, Dalgaoon on receipt of the petition requested the appellant to collect the informations from his office during office hours vide letter no. DSB/RTI-2754 dated 17.12.2020. Meanwhile, the DEEO, Darrang was transferred and Shri Prabhat Das joined as Inspector of Schools, Darrang with additional charge of DEEO, Darrang. While he came to know about the 1st appeal petition, he arranged hearing fixing date of hearing on 23.08.2021. The appellant was present at the time of hearing and it was ordered that the appellant will collect the informations from the office of the BEEO, Dalgaoon within 7 days of order since he has already been invited by the BEEO, Dalgaoon to collect the informations as stated above.

It is observed that action has already been taken both by the DEEO, Darrang and BEEO, Dalgaoon by inviting the appellant to collect informations. The appellant did not collect the informations but preferred 1st as well as 2nd appeal which is quite misleading.

Therefore, he is directed to collect the informations from the office of the BEEO, Dalgaoon within 7 days. Further, he is warned not to mislead the Commission in future by giving false submissions, else legal action will be initiated against him.

With the above directions, the 2nd appeal is hereby disposed of.

Sd/-
(Kanak Ch. Sarma)
State Information Commissioner, Assam
Panjabari, Guwahati

Authenticated true copy

Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/DRN.11/2021

Dtd.24.09.2021

Copy to:

1. The SPIO, o/o the Dist. Elementary Education Officer, Darrang, Dist.- Darrang, Assam, Pin- 784 529 for information.
2. First Appellate Authority/office of the Dist. Elementary Education Officer, Darrang, Dist.- Darrang, Assam, Pin- 784 529 for information.
3. The appellant, Shri Joinal Abedin, S/o- Lt. Nur Islam, Vill- Bhotpukhuri, Dist, Darrang, Assam, Pin- 784 115 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.


Secretary & Registrar
Assam Information Commission