



**OFFICE OF THE  
ASSAM INFORMATION COMMISSION**

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

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Case No. : SIC/DRN.19/2021  
Appellant : Md. Ainul Hoque  
Respondent : The SPIO, o/o the Block Elementary Education Officer,  
Dalgaon, Sialmari  
Date of hearing : 20.09.2021  
Second Appeal heard by : Sri Kanak Ch. Sarma  
State Information Commissioner, Assam

**O R D E R**  
20.09.2021

The appellant is absent without step.

The Block Elementary Education Officer, Dalgaon Sialmari Block vide his letter no. DSB.2611 dated 18.09.2021 submitted a written statement and also authorized one Sri Utpal Goswami, Junior Asstt., to represent him in today's hearing as he is said to be unwell.

Perused the case record. The appellant submitted one petition dated 01.12.2020 under the RTI Act, 2005 before the SPIO, o/o the BEEO, Dalgaon Sialmari Block seeking certain informations in respect of No. 2 Magurmari Uttarpar Pub L.P. School. The said application was transferred to the Head Teacher of No. 2 Magurmari Uttarpar Pub L.P. School by the BEEO vide letter no. DSB/S/4/RTI/2010/2687-88 dated 01.12.2020 under section 6(3) of the Act. On receipt of the said letter on 06.01.2021, the Head Teacher of the said school vide his letter no. Nil dated 08.01.2021 requested the appellant to collect the sought for informations in between 14.01.2021 to 25.01.2021. The appellant inspite of collecting the informations preferred 1<sup>st</sup> appeal before the Dist. Elementary Education Officer, Darrang. The 1<sup>st</sup> appellate authority arranged hearing fixing date of hearing on 03.03.2021. The appellant did not appear in the hearing and the DEEO, Darrang and the FAA passed *ex parte* order directing the appellant to collect the informations from the school authority within seven days. The appellant instead of collecting the informations from the said school preferred 2<sup>nd</sup> appeal before the Commission dated 03.03.2021 which was received on 10.03.2021. In the 2<sup>nd</sup> appeal petition, the appellant seems to have misled the Commission stating that the SPIO and the FAA have not furnished any information to him.

From the written submission of the BEEO, it is seen that the appellant was requested twice, once by the SPIO, No. 2 Magurmari Uttarpar Pub L.P. School and secondly by the DEEO, Darrang to collect the informations from the office of the said L.P. School. The appellant instead of collecting the informations preferred 2<sup>nd</sup> appeal which is misleading. **Therefore, the Commission disposes of the 2<sup>nd</sup> appeal with no order. The appellant is warned not to mislead the Commission in future, else legal action will be initiated against him.**

Sd/-

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

Authenticated true copy

Sd/-  
Secretary & Registrar  
Assam Information Commission

Copy to:

1. The SPIO, o/o the Block Elementary Education Officer, Dalgaon, Sialmari, Dist.- Darrang, Assam, Pin- 784 116 for information.
2. The First Appellate Authority/office of the Dist. Elementary Education Officer, Darrang, Dist.- Darrang, Assam, Pin- 784 125 for information.
3. The appellant, Md. Ainul Hoque, S/o- Motleb Ali, Vill- No. 2 Magurmari, PO & PS- Dhula, Dist.- Darrang, Assam, Pin- 784 146 for information.
4. Computer Section for uploading the order in the Website.
5. Office File.



Secretary & Registrar  
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