



**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/DHR.64 /2021
Appellant : Sri Shamsher Ali Sk
Respondent : The SPIO, O/o the Dist. Elementary Education Officer, Dhubri
Date of hearing : 05.01.2022
Second Appeal heard by : Sri Kanak Ch. Sarma
State Information Commissioner, Assam

O R D E R

05.01.2022

The appellant Sri Shamsher Ali Sk is present.

The Headmaster, Dalshinger Alga MM, ME Madrassa has submitted a prayer petition to exempt him to be present as he is not well.

The DEEO, Dhubri has submitted written statement vide letter no. EED-318/RTI/2nd appeal/2020/7569 dated 29.12.2021. The BEE0, Gauripur also submits one written statement vide letter no. GB/RTI-216/19-20/1258 dated 04.01.2022.

Perused the case record. In the 2nd appeal petition dated 21.09.2021, it is submitted that the appellant submitted one petition dated 12.07.2021 under the RTI Act, 2005 before the DEEO, Dhubri seeking certain informations. He did not receive the sought for informations, and therefore, submitted 1st appeal petition dated 17.08.2021 before the DEEO, Dhubri. Still he did not receive the desired informations, and submitted 2nd appeal petition dated 21.09.2021 before the Commission.

Seen the petition dated 12.07.2021. The appellant submitted application for giving provincialisation order, Chitha copy, Jamabandi, land holding certificate, trace map, gift deed or sale deed of Dalshinger Alga MM ME Madrassa located at Dalshinger Alga.

Seen the written statement of DEEO, Dhubri and 1st appellate authority. It is submitted that the RTI petition of the appellant dated 12.07.2021 was received by the SPIO of his office on 14.07.2021 and the same was transferred to the BEE0, Gauripur vide letter no. EED.318/RTI/Pt/2020/2237 dated 28.07.2021. The BEE0, Gauripur in turn transferred the RTI petition to the Headmaster of Dalshinger Alga MM ME Madrassa vide letter no. GB/RTI-216/19-20/652 dated 03.08.2021 with a direction to furnish the sought for informations directly to the petitioner.

On receipt of the 1st appeal petition, a hearing was arranged in the office chamber of the DEEO, Dhubri fixing date of hearing on 27.12.2021 and notice were served accordingly. On the date of hearing, the appellant was not present but the 1st appeal petition was disposed of directing the Headmaster of the said school to keep ready the documents required by the

appellant to hand over the same within next five days. The appellant was directed to collect the informations from the Headmaster concerned.

The appellant submits orally that he has received the notice of hearing on 30.12.2021 for which he could not attend the hearing on 27.12.2021. He further submits that he is not in receipt of the order of the FAA dated 27.12.2021 and as such, has not collected the informations from the Headmaster of the concerned school. On the other hand, the Headmaster of Dalshinger Alga MM ME Madrassa informs the Commission that he along with the President and some members of the school management committee visited the house of the appellant to hand over him the sought for informations but he denied to receive the same.

In the context stated above, it is observed that the informations are ready with the Headmaster of the said school. The Commission reiterates the order of the DEEO, Dhubri and 1st appellate authority and directs the petitioner to collect the sought for informations from the Headmaster of the said school within three days of receipt of this order.

With the above directions, the 2nd appeal dated 21.09.2021 is disposed of.

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

Authenticated true copy


Sd/-
Secretary & Registrar
Assam Information Commission

Memo No. SIC/DHR.64 /2021

Dtd.05.01.2022

Copy to:

1. The SPIO, O/o the District Elementary Education Officer, Dhubri, Dist.- Dhubri, Assam, Pin- 783 301 for information and necessary action.
2. The First Appellate Authority/office of the District Elementary Education Officer, Dhubri, Dist.- Dhubri, Assam, Pin- 783 301 for information.
3. The Appellant, Sri Shamser Ali Sk, S/o- Late Hezmat Ali Sk, Vill- Dalsingeralga, Pt- 1, PO- Asharikandi, Dist.- Dhubri, Assam, Pin- 783 331, Mobile No. 9957703352 for information and necessary action.
4. Computer Section for uploading the order in the Website.
5. Office File.


Secretary & Registrar
Assam Information Commission