

Case No. : SIC/NLB.5/2021
Complainant/ Appellant : Shri Suresh Ch. Deka.
Respondent : The SPIO, Elementary Education Department,
Dispur, Guwahati, Assam PIN Code 781006.
Date of Hearing : 21-09-2021
Complaint/ Second
Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam

O R D E R
21-09-2021

1. The appellant Shri Suresh Ch. Deka is present without any intimation.
2. The SPIO, Elementary Education Department, Government of Assam, Dispur is absent, but the Commission has received a written statement from the APIO of the said Department vide letter No. AEE(RTI)1/2020/60 dated 20.09.2021.
3. From perusal of records it is seen that the appellant Shri Suresh Ch. Deka had sought 2 (two) informations “(1) Why last 2 (two) years is being pending of GIS fund of Sri Suresh Ch. Deka Retd. APO, Dist Ele. Edn. Office, Nalbari. (2) Why not inform to the concerned authority if there any objection in this regard.” In the written statement the APIO had stated that the query No. (1) of the RTI application does not fall under the “meaning of information” as defined in Section 2(f) of the RTI Act, 2005, and had thus been rejected. Regarding query No. (2), the APIO has in the written statement stated that the Department had assured that the GIS amount of the appellant will be sanctioned within 15 (fifteen) days from 20.09.2021 by tracing out the file or reconstruct it. The APIO has also informed that necessary communication to DEE, Assam and DEEO, Nalbari, has been already issued.
4. **On examination of the RTI application, however it is seen that both the queries are not seeking any informations as defined under Section 2 (f) of the RTI Act, 2005, but are rather questions, on the basis of which the SPIO could have easily rejected the RTI application itself. But, by not doing so, the SPIO, Elementary Education Department not only wasted his/her own valuable time, but precious time and resources of the Commission too. The SPIO is hereby directed to be thorough with the provisions of the RTI Act, 2005.**
5. In view of the above, this 2nd Appeal is hereby disposed of.

Sd/-
(Samudra G. Kashyap)
State Information Commissioner,
Assam.

Authenticated true copy.

Sd/-
Secretary & Registrar

Assam Information Commission
Memo No. SIC/NLB.5/2021/9-A
2021

Dated: 21-09-

Copy to:

1. The SPIO, Elementary Education Department, Dispur, Guwahati, Assam PIN Code 781006, for information and necessary action.
2. The First Appellate Authority/ The Commissioner & Secretary, Elementary Education Department, Dispur, Guwahati, Assam PIN Code 781006, for information.
3. The petitioner, Shri Suresh Ch. Deka, Mamatnagar, Japarkuchi, P.O. & Distt. Nalbari, PIN Code 781335, Assam, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.



Secretary & Registrar
Assam Information Commission.