

Case No. : SIC/CCR.35/2020
Complainant/ Appellant : Shri Sayeed Hussain Mazumdar
Respondent : The SPIO, O/o the Inspector of Schools, CDC,
Silchar/Cachar, Dist.- Cachar, Assam, PIN Code-
788001.
Date of Hearing : 01-03-2021
Complaint/ Second
Appeal heard by : Shri Samudra G. Kashyap.
State Information Commissioner, Assam.

O R D E R
01-03-2021

1. The appellant Shri Sayeed Hussain Mazumdar is present.
2. The SPIO, O/o the Inspector of Schools, CDC, Silchar, is absent. But the Commission has received a written statement No. DSE/SSB/RTI/109/2019/39 dated 01.01.2021, from the FAA and Director of Secondary Education, Assam, Guwahati, informing that the petitioner has been furnished with information related to points (4) and (5) out of the 7 points of queries in the RTI application dated 21.07.2020. The Commission has also received a copy of letter No. 22050, issued by Inspector of Schools, CDC, Silchar, to the appellant Sayeed Hussain Mazumdar on 30.01.2021, in which a point-wise statement on the RTI application was mentioned.
3. From perusal of records it is seen that the appellant Sayeed Hussain Mazumdar, on 21.07.2020, had submitted one RTI application before the SPIO, O/o the Directorate of Secondary Education, Kahilipara, Guwahati, seeking 7 specific informations relating to appointment of regular Principals of different Higher Secondary Schools of Cachar District between June 2018 and January 2020. Of the 7 queries, the appellant Shri Sayeed Hussain Mazumdar, during today's hearing stated that he had already received information pertaining to point No. (1), (2), (4), and point No. (5).
4. The Inspector of Schools, CDC Silchar, in the letter dated 30.01.2021, has stated that information as sought for in point No. (3), (6) and (7), cannot be shared because of certain rulings of the Hon'ble Supreme Court. The Inspector of Schools, CDC, Silchar, also annexed photocopies of some newsitems published in newspapers about the Hon'ble Supreme Court's orders reportedly exempting sharing of similar informations. The appellant however has claimed that the informations sought vide points No. (3), (6), (7) of his RTI application dated 21.07.2020, neither attracts any exemption under the RTI Act, 2005, nor are exempted under any direction of the Hon'ble Supreme Court.
5. In view of the above, the SPIO, Inspector of Schools, CDC, Silchar, is hereby directed to provide the informations which are not exempt under provisions of the RTI Act, 2005, and also not exempted under any specific order of the Hon'ble Supreme Court. The informations shall be provided to the appellant within 15 (fifteen) days from the date of receipt of this order free of cost with an intimation to the Commission. If the Inspector of Schools, CDC, Silchar, has in his/her possession any order/ruling of the Hon'ble Supreme Court exempting furnishing of information similar to those sought by the

petitioner of this matter, he/she may provide this Commission full text of the said order/ruling justifying the stand.

6. With the above order, the 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/CCR.35/2020/22-A

Dated: 01-03-2021

Copy to:

1. The SPIO, O/o the Inspector of Schools, CDC, Silchar/Cachar, Dist.- Cachar, Assam, PIN Code-788001, for information and necessary action.
2. First Appellate Authority/ O/o the Director of Secondary Education, Kahilipara, Guwahati-781019, Assam, for information.
3. The petitioner, Shri Sayeed Hussain Mazumdar, Vill & P.O. Barjatrapur, P.S. Barkhola Dist. Cachar, PIN Code- 788110, for information.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.

Secretary & Registrar
Assam Information Commission