

**Case No.** : SIC/SSM.19/2021  
**Complainant/ Appellant** : Shri Afor Uddin.  
**Respondent** : The SPIO, O/o the Block Elementary Education Officer,  
South Salmara, P.O. & P.S. South Salmara, Distt. South  
Salmara Mankachar, Assam.  
**Date of Hearing** : 31-03-2022  
**Complaint/ Second**  
**Appeal heard by** : Dr. Samudra G. Kashyap.  
State Information Commissioner, Assam.

**O R D E R**  
**31-03-2022**

1. The appellant Shri Afor Uddin is present.
2. Shri Abdul Latif Bhuyan, SPIO and BEEO, South Salmara Mankachar is present. He has also submitted a written statement SEB/RTI/44/2021/826 dated 29.03.2022, in response to the notice of hearing of the Commission dated 16.03.2022 running into 4 (four) pages.
3. From records it is seen that the appellant Shri Afor Uddin had submitted one RTI application on 19.01.2021 to the SPIO, O/o the BEEO, South Salmara seeking certain informations related to LP and UP schools of South Salmara and Baladoba Clusters pertaining to 2018-19 and 2019-20. On 02.07.2021 the SPIO and i/c BEEO, Shri Abdul Latif Bhuyan transferred the said RTI application to the LP and UP Schools under the South Salmara and Baladoba clusters. On not getting any response, the appellant submitted a 1<sup>st</sup> Appeal to the O/o the District Elementary Education Officer, Dhubri, on 15.03.2021 and a 2<sup>nd</sup> Appeal in this Commission on 21.09.2021. Meanwhile records show that the FAA held a hearing on Shri Afor Uddin's 1<sup>st</sup> Appeal of 15.03.2021 on 31.07.2021 and directed the BEEO, South Salmara to collect the required informations from the respective schools and furnish the same to the appellant within 15 (fifteen) days from the date of receipt of this order. While the BEEO, South Salmara missed the 15 (fifteen) days deadline fixed by the FAA, he however wrote to the appellant Shri Afor Uddin vide letter No. SEB/RTI/44/2021/380 dated 04.10.2021 with a request to collect the informations from his office on or before 19.10.2021. The SPIO and BEEO, Shri Abul Latif Bhuyan during today's hearing stated that while the letter dated 04.10.2021 was sent to the appellant Shri Afor Uddin through the office peon, the appellant Shri Afor Uddin refused to accept the letter. Following this, on 08.10.2021 the SPIO, Shri Abdul Latif Bhuyan dispatched the said letter by post to the appellant Shri Afor Uddin. The said letter however was returned to the SPIO, O/o the BEEO by the post office with a note on the cover stating that it has been refused by the addressee Shri Afor Uddin. The SPIO has also submitted photocopy of the said letter as well as a copy of the cover on which the post office has inscribed a refusal remark.
4. When enquired during today's hearing, the appellant Shri Afor Uddin admitted that he had refused to receive the letter sent by the SPIO both by peon book and by post. When asked for the reason the appellant said that he refused to receive them because it was already too late and more than 9 (nine) months had passed since he had submitted his RTI petition. The SPIO present during the hearing however said that he suspects that the appellant Shri Afor Uddin was not interested in obtaining the information but had some other intentions.
5. **In view of the above, the SPIO, O/o the BEEO, South Salmara, is directed to furnish the information once again to the appellant Shri Afor Uddin within 7 (seven) days from the date of receipt of this order, free of cost. The appellant Shri Afor Uddin shall personally**

collect the informations from the BEEO's office. The BEEO shall also obtain an acknowledgement receipt duly signed by the appellant.

6. With the above order, this 2<sup>nd</sup> Appeal is hereby disposed of.

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

Authenticated true copy.

Sd/-  
Secretary & Registrar  
Assam Information Commission

**Memo No. SIC/SSM.19/2021**

**Dated: 31-03-2022**

Copy to:

1. The SPIO, O/o the Block Elementary Education Officer, South Salmara, P.O. & P.S. South Salmara, Distt. South Salmara Mankachar, Assam, for information and necessary action.
2. First Appellate Authority/ the District Elementary Education Officer, P.O. & P.S. & Distt. Dhubri, Assam, for information.
3. The petitioner, Shri Afor Uddin, S/o Late Bamun Ali, Vill. Baladoba, P.O. & P.S. South Salmara, Distt. South Salmara Mankachar, Assam, for information and necessary action.
4. Computer section for uploading in the website.
5. Office File.
6. Order Book.

  
Secretary & Registrar  
Assam Information Commission.