

Case No. : SIC/KPM 258/2022
Complainant/ Appellant : Smti Dipshikha Mahanta
Respondent : SPIO, Assam Higher Secondary Education
Council, Bamunimaidam, Guwahati 21
Date of Hearing : 28/06/2022
Date of Order : 01/08/2022
Complaint/ Second : Dr. A.P.Rout,
Appeal heard by State Chief Information Commissioner, Assam

O R D E R
01/08/2022

1. The petitioner Smti Dipshikha Mahanta has filed one RTI petition before the PIO of Assam Higher Secondary Education Council, Bamunimaidam, Guwahati 21 on 29.11.2021 seeking following information:
 - (i) Please provide me the photocopies of the guidelines of Assam Higher Secondary Education Council for opening a Junior College/Higher Secondary School in Private Sector across Assam.
 - (ii) Please provide me the names of all the Junior Colleges/Higher Secondary Schools which got permission and registration for opening a new private sector Junior College/Higher Secondary School across Assam during the tenure of the former Secretary Mr. Kamal Jyoti Gogoi and former Chairman Dr. Dayananda Borgohain of Assam Higher Secondary Education Council.
 - (iii) Please provide me the photocopies of the relevant documents along with the still photographs which were submitted by the private sector Junior Colleges for opening/registration across Assam as per the Government guidelines of Assam Higher Secondary Education Council during the tenure of the former Secretary Mr. Kamal Jyoti Gogoi and former Chairman Dr. Dayananda Borgohain of Assam Higher Secondary Education Council.
 - (iv) Please provide me the names of all the Private Sector Junior Colleges/HS Schools where the former secretary Mr. Kamal Jyoti Gogoi and former Chairman Dr. Dayananda Borgohain of Assam Higher Secondary Education Council granted permission for registration/opening after visiting themselves for field verification on the spot of private sector Junior Colleges/Higher Secondary Education Schools across Assam.
 - (v) Please provide me the photocopies of the Field Verification Report done by the former Secretary Mr. Kamal Jyoti Gogoi and former Chairman Dr. Dayananda Borgohain of Assam Higher Secondary Education Council for opening/registration of private sector Junior Colleges/Higher Secondary Schools across Assam.

The petitioner has filed the RTI petition by mentioning her address as Mahapurush Srimanta Sankardev Path, PO & PS Dispur Guwahati 781005, Dist Kamrup (M), Assam.

2. On not being satisfied with the information received, the petitioner filed 1st appeal before the 1st Appellate Authority, Assam Higher Secondary Education Council, Bamunimaidam, Guwahati 21, Assam on 31.1.2022 but this time, her address was different from the RTI petition. She mentioned her address in the 1st appeal

as DY 365, Brahmaputra Tele Productions Pvt. Ltd. Silver Square Building, 5th Floor, Christian Basti, PO & PS Dispur, Guwahati 05, Kamrup (M), Assam.

3. Then she filed 2nd appeal before the Commission on 16.5.2022 and accordingly, the matter was taken up for hearing.
4. The petitioner Smti Dipshikha Mahanta is present.
5. **The Commission today itself taken as many as six 2nd appeal hearings but unfortunately Commission notices that the address at the RTI petition is different from address at the 1st and 2nd appeal petition which warrants summarily rejection of 2nd appeal petition. However, the Commission will like to take up the hearing only after submission of an affidavit by the petitioner.**
6. **The petitioner submitted an affidavit on 4.7.2022 regarding the change of her address.**
7. The Public Authority is represented by Smti Jyotismita Borah, Associate Coordinator & SPIO, Assam Higher Secondary Education Council, Bamunimaidam Guwahati.
8. The SPIO vide letter dated 20.12.2021 stated that the Secretary of AHSEC requested the petitioner to deposit Rs 10,000/- to deposit the get the photocopies of the documents in advance.
To this, the petitioner submitted 1st appeal stating that she is unable to pay Rs 10,000/- and wants to see the documents in Office of Assam Higher Secondary Education Council, Bamunimaidam.
9. In response to the 1st appeal petition, the Secretary of AHSEC vide letter dated 9.2.2022 informed the petitioner to visit their office on 22.2.2022 at 11:30 AM in connection with the RTI petition.
10. The SPIO also produced a photocopy of the receipt of the registered post through which the above letters was sent to the petitioner.
Since, the petitioner did not visited the office of AHSEC, they have not taken any action.
11. The petitioner mentioned that she is not aware of this letter dated 9.2.2022, as the letter might have been misplaced somewhere.
12. **In light of it, the Commission feels that the petitioner is not serious about the information sought, as the SPIO has 1st replied for the deposition of cost and when the petitioner expressed his inability and asked for inspection, even an opportunity was given to her to do so. It is also to be observed that even a letter was issued to the petitioner through registered post so that it is not lost. But the petitioner has not availed the opportunity.**
13. The case is disposed off.

Authenticated copies to be given to all concerned.

Sd/-
(Dr. A.P. Rout)

Authenticated true copy.

Sd/-
Registrar
Assam Information Commission

Memo No. SIC/KPM 258/2022

Dtd. 01.08.2022

Copy to:

1. The SPIO, O/o the Assam Higher Secondary Education Council, Bamunimaidam, Guwahati 21 Assam for information.
2. The petitioner Dipshikha Mahanta, DY 365, Brahmaputra Tele Productions Ltd., Silver Square Building, 5th Floor, Christian Basti, Dispur, Guwahati 05 for information.
3. Computer Section for uploading in the Website.
4. Office File.
5. Order Book.

Registrar
Assam Information Commission