



In the Tripura Information Commission
P. N. Complex: Gorkhabasti : Agartala

Appeal No 5 of 2007-08.

Sri Keshab Ch. Das
C/O Sri Pranballab Das,
P.O- Abhoynagar, Indranagar, Jagatpur
Agartala..... Appellant

Vs.

1. Dr. Manas Dev, TCS. Gr-I, Joint Director of School Education, Government of Tripura, Agartala (First Appellate Authority).
2. Sri A.C. Das, Senior Research Officer, Directorate of School Education, Government of Tripura, Agartala (SPIO).
3. Sri Parimal Debbarma, Accounts Officer, Directorate of School Education, Government of Tripura, Agartala (SAPIO)..... Respondents

In the matter of an appeal under section 19(3)
of the Right to Information Act, 2005.

PRESENT:

1. Sri B.K.Chakraborty
State Chief Information Commissioner

2. Sri D.K.Daschaudhuri
State Information Commissioner

For the Appellant: The appellant himself.

For the Respondents: 1. Dr. Manas Dev, TCS. Gr-I, Joint Director of School Education, Government of Tripura, Agartala (First Appellate Authority).
2. Sri A.C. Das, Senior Research Officer, Directorate of School Education, Government of Tripura, Agartala (SPIO).
3. Sri Parimal Debbarma, Accounts Officer, Directorate of School Education, Government of Tripura, Agartala (SAPIO).

Date of lodging appeal: 02.07.2007

Dates of hearing : 18.07.2007 & 04.08.2007

Date of pronouncing judgment: 14.08.2007

JUDGMENT & ORDER

Facts:

1. This second appeal under section 19(3) of the RTI Act, 2005 (for short the Act) arises out of a memorandum of appeal dated 02.07.2007 preferred by Sri

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Keshab Ch. Das (here in after referred to as the appellant) which is directed against the order dated 21.06.2007 of Dr. Manas Dev, Joint Director of School Education, Government of Tripura being the First Appellate Authority (FAA) passed in Appeal No-13 of 2007-08.

2. Brief facts leading to this second appeal are that the appellant made a written request on 19.04.2007 to the State Public Information Officer (SPIO) in the Directorate of School Education, Government of Tripura seeking 5 items of information under the Act. In response to the said request, the State Assistant Public Information Officer (SAPIO) in the Directorate of School Education on 08.05.2007 provided the appellant with partial information. Being dissatisfied with the decision of the SAPIO, the appellant preferred a first appeal on 22.05.2007 to Dr. Manas Dev, Joint Director of School Education, Government of Tripura being the FAA. The FAA decided the first appeal on 21.06.2007 partially allowing the appeal with direction to the SPIO in the Directorate of School Education, Government of Tripura to provide 3 items of information but denied disclosure of other 2 items of information showing reason therefor. Being aggrieved with the decision of the FAA, the appellant preferred this second appeal before this Commission seeking appropriate relief for disclosure of the full information as sought for by him along with some other reliefs which are beyond the jurisdiction of this Commission. He also submitted photocopies of the request for information, letter of the SAPIO and judgment and order of the FAA along with the memorandum of appeal.

3. Perused the memorandum of appeal with enclosures, which is found in form and within time. It is admitted as a second appeal under section 19(3) of the Act.

4. In response to the summons, the Respondents (1) Dr. Manas Dev, TCS. Gr-I, Joint Director of School Education, Government of Tripura (FAA), (2) Sri A.C. Das, Senior Research Officer, Directorate of School Education, Government of Tripura (SPIO) and (3) Sri Parimal Debbarma, Accounts Officer, Directorate of School Education, Government of Tripura (SAPIO) appeared.

5. In course of the first date of hearing on 18.07.2007, in presence of both the parties, the Respondents, after having discussion with the Commission, conceded to the fact that there had been some misconception about the nature of the information for which all the information sought for could not be provided to the appellant. However, it was submitted that they are now in a position to provide all the information to the appellant and for this purpose they require some time, which was allowed by this Commission.

6. In course of the final hearing on 04.08.2007, the Respondents submitted that they have already provided all the information to the appellant on 20.07.2007. The appellant although opted to remain absent on 04.08.2007 but he has admitted by submitting a petition dated 02.08.2007 that he has already received all the information sought for by him and he has no demand for any further information under the present appeal.

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7. Having regard to the facts and circumstances narrated in the preceding paragraphs, since the grievances of the appellant have been redressed by the Respondents, we find no reasonable grounds to proceed further with the present appeal.

8. Hence the appeal is disposed of without announcing any further relief to the appellant.

9. Let copy of this judgment and order be sent to the appellant and the Respondents, (1) Dr. Manas Dev, TCS. Gr-I, Joint Director of School Education, Government of Tripura, Agartala (FAA), (2) Sri A.C. Das, Senior Research Officer, Directorate of School Education, Government of Tripura, Agartala (SPIO) and (3) Sri Parimal Debbarma, Accounts Officer, Directorate of School Education, Government of Tripura, Agartala (SAPIO). Also send copy of this judgment and order to the Director of School Education, Government of Tripura being the head of the Public Authority.

10. Pronounced.

Sd/-
(D.K. Daschauthuri)
State Information Commissioner

Sd/-
(B.K. Chakraborty)
State Chief Information Commissioner

Authenticated.

(S.C. Saha)
Secretary

Tripura Information Commission

TRIPURA INFORMATION COMMISSION
P. N. Complex; Gorkhabasti; Agartala

Appeal No. 5 of 2007-08/779-83

August 14, 2007

Copy to:

1. Sri Keshab Ch. Das, C/O Sri Pranballab Das, P.O- Abhoynagar, Indranagar, Jagatpur, Agartala (Appellant).
2. Dr. Manas Dev, TCS. Gr-I, Joint Director of School Education, Government of Tripura, Agartala (First Appellate Authority).
3. Sri A.C. Das, Senior Research Officer, Directorate of School Education, Government of Tripura, Agartala (SPIO).
4. Sri Parimal Debbarma, Accounts Officer, Directorate of School Education, Government of Tripura, Agartala (SAPIO).
5. The Director of School Education, Government of Tripura (head of the Public Authority).

(S.C. Saha)
Secretary

Tripura Information Commission