

100229 (A)
05/03/2024

2ND APPEAL BEFORE WEST BENGAL INFORMATION COMMISSION

U/S 19(3) of RTI ACT,2005

(Vide Circular No.337 , Dated – 18.01.2017)

To

The Second Appellate Authority

The State Information Commission /Commissioner

11A, Mirza Galib Street, Khadya Bhaban

Kolkata- 700087.

1] Name of the Applicant : Prakassindhu Pradhan

2] Address : Ananya Apartment, 41 Muchipara Road, Paschim Putiari,

Kolkata-700041.

3] Date of filing of application for information under RTI Act, 2005: 04.09.2023 (4th September,2023)

(A self-attested copy of the RTI application should be attached along with proof of payment of RTI fees, i.e. photocopy of the same. In case of BPL category, a self-attested photocopy of certificate issued by competent authority should be attached)

4] Name of the State Public Information Officer / State Assistant Public Information Officer to whom the application was made and address : THE S.P.I.O & THE DEPUTY SECRETARY/THE PRINCIPAL SECRETARY TO THE GOVT. OF WEST BENGAL , RTI BRANCH ; School Education Department, Govt. of West Bengal, Bikash Bhavan - 5th Floor (North Block), Bidhan Nagar, Kolkata-700091.

5] Gist of the information sought for : The order(s)/notification(s) /memo(s) on the basis of which Pupils Teachers Ratio (PTR) of Upper Primary, Secondary, Higher Secondary Schools are decided.

6] Have you received any response /information ? – Received some letters and intimation about a Hearing. After the arrival of the order (dated-27.12.2023) following the 1st Appeal, another letter bearing memo no. 558.1(1).SP/RTI __/SPIO/RTI/ASST/05/2023 ; dated-29.12.2023 -- has been sent from the Govt. of West Bengal indicating the prayer for information /document has been passed from one officer to another but NO INFORMATION OR THE DOCUMENT(S) sought has been sent.

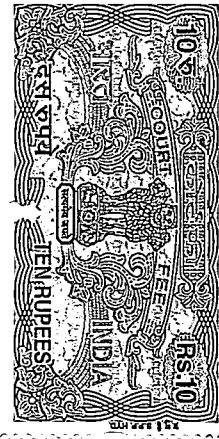
(If so, attach a self-attested copy of the same.)

7] Date of filing 1st appeal : 04.11.2023

(A self-attested copy of 1st appeal should be attached .)

8] Authority to whom the first appeal was made with address : The First Appellate Authority – The Secretary, School Education Department, Govt. of West Bengal, Bikash Bhavan , 5th Floor (North Block), Salt Lake (Bidhan Nagar), Kolkata-700091.

9] Decision of the 1st Appellate Authority , if any , including number and date of order: ...'Since no application for information of the appellant has been received by way of transfer by the SPIO, the



transferred appeal is disposed of without any order or instruction to none.' Vide memo no. 185-SC/AIS/RTI/ (/AIS/RTI/Appellate/2/2023) ; dated : 27.12.2023.

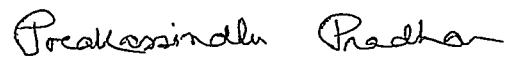
(A self-attested photocopy of the order of the 1st Appellate Authority should be attached.)

10] *Grounds for 2nd appeal and relief sought (specify) :* THE INFORMATION/DOCUMENT(S) [order/memo/notification] SOUGHT NOT PROVIDED. But the information-- being very important and basis of many operations , must be produced and be in the public domain.

11] *If 2nd appeal is filed after 90 days from the date on which the decision of the 1st Appellate Authority was received or after 135 days from the date of filing of the 1st appeal, explain the reasons for the delay :* NOT APPLICABLE

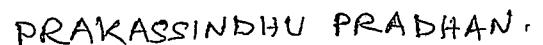
I, Prakassindhu Pradhan, son of Late Santosh Kumar Pradhan, being an Indian citizen, do hereby solemnly affirm that the statements made herein are true to my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

Place: Kolkata



Signature of the Appellant

Date: 01/03/2024



(Name of the Appellant)

Mobile phone no- 9874110420

List of documents to be enclosed:

- A] Self-attested copy of the RTI application;
- B] Self-attested photocopy of proof of RTI fee payment or of BPL status;
- C] Self-attested copy of the 1st appeal ;
- D] Self-attested copy of all communications /replies received from the public authorities in connection with the instant RTI application;
- E] 2nd appeal in the format as above ;
- F] Any other document in support of the 2nd appeal.

NOTE:

- 1] If incomplete or incorrect information is provided , the 2nd appeal is liable to be rejected.
- 2] Separate 2nd appeal has to be filed in respect of each RTI application.

2ND APPEAL BEFORE WEST BENGAL INFORMATION COMMISSION

U/S 19(3) of RTI ACT,2005

(Vide Circular No.337 , Dated – 18.01.2017)

To

The Second Appellate Authority

The State Information Commission /Commissioner

11A, Mirza Galib Street, Khadya Bhaban

Kolkata- 700087.

1] Name of the Applicant : Prakassindhu Pradhan

2] Address : Ananya Apartment, 41 Muchipara Road, Paschim Putiari,

Kolkata-700041.

3] Date of filing of application for information under RTI Act, 2005: 04.09.2023 (4th September,2023)

(A self-attested copy of the RTI application should be attached along with proof of payment of RTI fees, i.e. photocopy of the same. In case of BPL category, a self-attested photocopy of certificate issued by competent authority should be attached)

4] Name of the State Public information Officer / State Assistant Public Information Officer to whom the application was made and address : THE S.P.I.O & THE DEPUTY SECRETARY/THE PRINCIPAL SECRETARY TO THE GOVT. OF WEST BENGAL , RTI BRANCH ; School Education Department, Govt. of West Bengal, Bikash Bhavan - 5th Floor (North Block), Bidhan Nagar, Kolkata-700091.

5] Gist of the information sought for : The order(s)/notification(s) /memo(s) on the basis of which Pupils Teachers Ratio (PTR) of Upper Primary, Secondary, Higher Secondary Schools are decided.

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(If so, attach a self-attested copy of the same.)

7] Date of filing 1st appeal : 04.11.2023

(A self-attested copy of 1st appeal should be attached .)

8] Authority to whom the first appeal was made with address : The First Appellate Authority – The Secretary, School Education Department, Govt. of West Bengal, Bikash Bhavan , 5th Floor (North Block), Salt Lake (Bidhan Nagar), Kolkata-700091.

9] Decision of the 1st Appellate Authority , if any , including number and date of order: ...'Since no application for information of the appellant has been received by way of transfer by the SPIO, the

transferred appeal is disposed of without any order or instruction to none.' Vide memo no. 185-SC/AIS/RTI/ (/AIS/RTI/Appellate/2/2023) ; dated : 27.12.2023.

(A self-attested photocopy of the order of the 1st Appellate Authority should be attached.)

10] *Grounds for 2nd appeal and relief sought (specify) :* THE INFORMATION/DOCUMENT(S) [order/memo/notification] SOUGHT NOT PROVIDED. But the information-- being very important and basis of many operations , must be produced and be in the public domain.

11] *If 2nd appeal is filed after 90 days from the date on which the decision of the 1st Appellate Authority was received or after 135 days from the date of filing of the 1st appeal, explain the reasons for the delay :* NOT APPLICABLE

I, Prakassindhu Pradhan, son of Late Santosh Kumar Pradhan, being an Indian citizen, do hereby solemnly affirm that the statements made herein are true to my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

Place: Kolkata


Signature of the Appellant

Date: 01.03.2024

PRAKASSINDHU PRADHAN
(Name of the Appellant)

Mobile phone no- 9874110420

List of documents to be enclosed:

- A] Self-attested copy of the RTI application;
- B] Self-attested photocopy of proof of RTI fee payment or of BPL status;
- C] Self-attested copy of the 1st appeal ;
- D] Self-attested copy of all communications /replies received from the public authorities in connection with the instant RTI application;
- E] 2nd appeal in the format as above ;
- F] Any other document in support of the 2nd appeal.

NOTE:

- 1] If incomplete or incorrect information is provided , the 2nd appeal is liable to be rejected.
- 2] Separate 2nd appeal has to be filed in respect of each RTI application.

APPLICATION UNDER RTI ACT-2005 (22 of 2005)

FORM- A

Form for application/request for obtaining information

To

THE S.P.I.O & DEPUTY SECRETARY/THE PRINCIPAL SECRETARY

TO THE GOVT. OF WEST BENGAL, RTI Branch

School Education Department, Govt. of West Bengal,

Bikash Bhavan 5th Floor (North Block), Bidhan Nagar

Kolkata-700091.

1) Name of the Applicant: PRAKASSINDHU PRADHAN

2) Address: Ananya Appartment, 41 Muchipara Road, Paschim Putiari,
Kolkata: 700041.

3) Particulars of Information: Provide me the order/notification/memo on
the basis of which Pupils Teachers Ratio of Upper Primary, Secondary,
Higher Secondary Schools are decided.

4) Concerned Department: School Education Department, Govt. of West
Bengal.

5) Period for which information asked for: 01.01.2010 31.08.2023.

a) A fee of Rs 10/- has been deposited in the office of the authorized person
vide court fee.

b) I prefer to receive the information in the form of print out and certified
copies of documents. I would like to take note & extracts by post.

Date: 04/09/2023

Place: Kolkata

PraKassindhu Pradhan

(Signature of the Applicant)

Mobile No: 9874110420

PraKassindhu Pradhan

GOVERNMENT OF WEST BENGAL
SCHOOL EDUCATION DEPARTMENT
(R.T.I BRANCH)
BIKASH BHAWAN (5TH FLOOR), SALT LAKE, KOLKATA-700 091.

No.2771 - SE / RTI / BS-1192 / 2023

Dated : 30.10.2023

From : S.P.I.O & Assistant Secretary to the
Government of West Bengal.

To : The Assistant Secretary to the
Government of West Bengal,
School Education Department,
Secondary Branch,
Bikash Bhavan (5th Floor),
Salt Lake, Kolkata-700 091.

Sub :: *Furnishing information in respect of queries raised by Prakassindhu
Pradhan, Kolkata.*

Sir,

In enclosing a copy of R.T.I. application No. Nil, dated 04.09.2023, alongwith its enclosure(s), received from Prakassindhu Pradhan on 05.09.2023, and in pursuance of Section (5)(4) of the captioned Act., I am directed request him to provide information as desired therein immediately to his Branch to enable sending of the same to the instant applicant. Prima facie it appears that the matter is related to his Branch.

Enclo : As stated.

Yours faithfully,

Sd/-

SPIO & Assistant Secretary to the
Government of West Bengal

No.2771/1(2) - SE / RTI / BS-1192 / 2023

Dated : 30.10.2023

Copy forwarded for information to :

1) Prakassindhu Pradhan, Ananya Apartment, 41, Muchipara Road, Pschim Putiari,
Kolkata-700 041.

2) File copy.

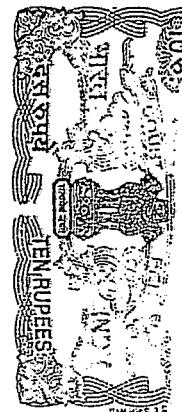
Prakassindhu Pradhan

S. P. I. O.
SPIO & Assistant Secretary to the
Government of West Bengal

ssbryv

APPEAL UNDER RTI ACT, 2005

Annexure - VII



To

The First Appellate Authority

The Secretary

School Education Department, Govt. of West Bengal

Bikash Bhavan, 5th Floor (North Block)

Salt Lake (Bidhan Nagar)

Kolkata -700091.

Sub - First Appeal under section 19(1) of RTI Act 2005

Ref - My application for information under RTI Act-2005 dated: 04.09.2023

addressed to SPIO, The Deputy Secretary / The Principal Secy of Govt.
of West Bengal, School Education office/department

From

Name of the aggrieved applicant : PRAKASSINDHU PRADHAN

Address : ANANYA APARTMENTS, 41 MUCHIPARA ROAD, PASCHIM PUTIARY,
KOLKATA - 700041

Sir/Madam,

I, the undersigned, being aggrieved by non-rendering of information sought and the inaction on the part of the PIO, hereby submit an appeal under the aforementioned Act for your active consideration and redress of the matter.

Enclosure(s) : 1] Photocopy of the original RTI application sent

2] Copy of the postal proof of mailing and delivery (speed post track report)

Date : 04/11/2023

Yours faithfully,

Place: Kolkata

PraKassindhu Pradhan

PraKassindhu Pradhan

Contact no. 9874110420

Government of West Bengal
School Education Department
RTI Branch
Bikash Bhavan, 5th Floor, Salt Lake City, Kolkata-91

Memo No. 2825-SE(RTI)/BS-1192/2023

Dated :09.11.2023

From : Appellate Authority & Additional Secretary
School Education Department

To : The Appellate Authority (RTI) & Joint Director of S.E.
Directorate of School Education,
Bikash Bhavan, 7th Floor, Salt Lake City,
Kolkata-700091.

Sub : Transferring copy of 1st appeal u/s 6(3) of the RTI Act, 2005.

The undersigned is to forward herewith copies of 1st appeals dated 04.11.2023 along with copy of its enclosure as received from Prakassindhu Pradhan, Kolkata and to request him/her to take necessary action in this regard as per the RTI Act, 2005.

Enclo : As stated.

sd/✓

Appellate Authority & Additional Secretary
School Education Department

Memo No. 2825-SE(RTI)/BS-1192/2023

Dated :09.11.2023

Copy forwarded to:

1. Prakassindhu Pradhan, Ananya Apartments, 41 Muchipara Roasd, Paschim Putiary, Kolkata-700041.....For further correspondence, he may contact with the addressee of this letter.
2. Office Copy.

Sd/ 9.11.23.

Appellate Authority & Additional Secretary
School Education Department

SPW Prakassindhu Pradhan

GOVERNMENT OF WEST BENGAL
DIRECTORATE OF SCHOOL EDUCATION
BIKASH BHAWAN, 7TH FLOOR, SALT LAKE CITY
KOLKATA-700091

Memo. No. 176(2)-SC/AIS/RTI
AIS/RTI/Appellate/1/2023(PT-I)

Date: 12.12.2023

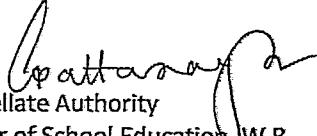
From: The Appellate Authority & Joint Director of School Education, W.B.

To: 1. The SPIO & Dy. Director of School Education (IEDSS), W.B.
✓ Shri Prakashsindhu Pradhan,
Ananya Apartment,
41 Muchipara Road, Paschim Putiary,
Kolkata-700041

Sub: Notice of hearing in the matter of RTI appeal of Shri Prakashsindhu Pradhan dated 04.11.2023

Ref: 1) RTI application of Shri Prakashsindhu Pradhan dated 04.09.2023
2) Memo. No. 2825-SE(RTI)/BS-1192/2023 dated 09.11.2023 issued by the Appellate Authority & Addl. Secy., S.E. Department

With reference to the above, he is hereby informed that the matter of appeal, under RTI Act - 2005, will be taken up for hearing on 20.12.2023 at 12:45 p.m. He is, therefore, requested to attend the hearing with all the necessary documents in the office chamber of the Appellate Authority & Joint Director of School Education, W.B. at Bikash Bhawan (7th Floor), Salt Lake, Kolkata-91. The SPIO is further directed to submit action taken report before the scheduled hearing.


Appellate Authority
& Joint Director of School Education, W.B.

Enclo: As stated




Prakashsindhu Pradhan

Government of West Bengal
School Education Department
R.T.I Branch
Bikash Bhaban, Bidhannagar, Kolkata-700 091.

Memo No. 3001-SE(RTI)/BS-1192/2023

Dated: 14.12.2023

From : S. P. I. O & Assistant Secretary
School Education Department

To : The SPIO & DDSE (IEDSS), W.B.,
C/O- Office of the DI/S (SE), W.B.

Subject : Furnishing information in respect of query raised by
Prakashsindhu Pradhan, Kolkata.

Sir/Madam,

In enclosing a copy of R. T. I application No. Nil dt. 04.09.2023, along with its enclosure(s), received on 05.09.23 from P. Pradhan and in pursuance of Section(6)(3) of the captioned Act., I am directed to request you to provide information as desired therein directly to the applicant with an intimation to this Department at the earliest. Prima facie it appears that the matter is related to your Office.

Enclo : As stated.

Yours faithfully,

S.P.I.O. & Assistant Secretary
School Education Department

Memo No. 3001/1(2)-SE(RTI)/BS-1192/2023

Dated: 14.12.2023

Copy forwarded for information to :

- 1) Prakashsindhu Pradhan, Kolkata,
Ananya Apartment,
41, Muchipara Road, Putiary, Kolkata-700 041.
- 2) File Copy.

Prakashsindhu Pradhan
S.P.I.O. & Assistant Secretary
School Education Department

(S-t/P-75)

GOVERNMENT OF WEST BENGAL
DIRECTORATE OF SCHOOL EDUCATION
BIKASH BHAWAN, 7TH FLOOR, SALT LAKE CITY
KOLKATA-700091

Memo. No. 185-SC/AIS/RTI
AIS/RTI/Appellate/2/2023

Date: 27.12.2023

ORDER

Sub: Hearing in the matter of appeal of Shri Prakashsindhu Pradhan dated 04.11.2023 under RTI Act-2005 (hereinafter "Act")

Ref: Notice of hearing bearing No. 176(2)-SC/AIS/RTI Dated 12.12.2023 issued by this Directorate

Date of Hearing: 20.12.2023

1. The hearing has been attended by the following persons:

- i. Shri Debopam Chakraborty, Assistant Inspector of Schools, representative of the SPIO & Dy. Director of School Education (IEDSS), W.B.
- ii. Shri Prakashsindhu Pradhan, Appellant

2. Shri Prakashsindhu Pradhan, the Appellant applied for information to the public authority of the Department of School Education by an application dated 04.09.2023 under RTI Act-2005.

3. The appellant, being aggrieved by not receiving information, appealed to the Appellate Authority of the School Education Department, W.B. by an appeal dated 04.11.2023.

4. The Additional Secretary & Appellate Authority transferred the appeal (though there is no provision under the Act for transfer of appeal) to this public authority of the Directorate of School Education, W.B. vide No. 2825-SE (RTI) dated 09.11.2023 without specifying whether the application for information has been transferred by the SPIO of the public authority of School Education Department, W.B. to this public authority u/s 6(3) of the Act. However, the matter has been taken up for hearing expecting the application for information must have been transferred by the SPIO of the public authority of the School Education Department, W.B. to this public authority of the Directorate of School Education, W.B.

5. The SPIO has however submitted a representation vide No. 544.SP/RTI dated 19.12.2023 stating that no application for information in respect of Shri Prakashsindhu Pradhan dated 04.09.2023 has been received by his end.

6. Since no application for information of the appellant has been received by way of transfer by the SPIO, the transferred appeal is disposed of without any order or instruction to none.

sd/-
Appellate Authority

& Joint Director of School Education, W.B.

Prakashsindhu Pradhan
Prakashsindhu Pradhan

Memo. No. 185/1(3)-SC/AIS/RTI

Date: 27.12.2023

Copy forwarded for information to:

1. The Appellate Authority & Additional Secretary, School Education Department, W.B.
2. The SPIO & Dy. Director of School Education (IEDSS), W.B.
3. Shri Prakashsindhu Pradhan,
Ananya Apartment,
41 Muchipara Road, Paschim Putiary,
Kolkata-700041


Appellate Authority

& Joint Director of School Education, W.B.




Prakashsindhu Pradhan

Government of West Bengal
Directorate of School Education
Bikash Bhawan, 7th Floor
Salt Lake, Kolkata-700091

Memo No. 558.1(1).SP/RTI
SPIO/RTI/ASST/05/2023

Dated, Kolkata, 29 Dec, 2023

From: The Deputy Director of School Education (IEDSS), W.B & SPIO
Directorate of School Education, Bikash Bhawan, 7th Floor
Salt Lake, Kolkata-700091

To: The Deputy Director (GA), Directorate of School Education, Bikash Bhawan, 7th Floor,
Salt Lake, Kolkata-700091.

Sub: Seeking Assistance under section 5(4) of the RTI Act 2005, regarding the application of
Prakashsindhu Pradhan dated 4.9.2023.

Ref: Memo No. 3001-SE (RTI)/BS-1192/2023, Dated 14.12.2023 of SPIO & Assistant Secretary,
School Education Department.

Enclosed: Kindly find a copy of RTI application of Prakashsindhu Pradhan, Dated 4.9.2023, the
content of which is self explanatory. You are requested to provide information to the applicant
directly in terms of section 5(4) of the said Act, under intimation to this office.

Enclo: As stated.


S.P.I.O &
Deputy Director of School Education (IEDSS), W.B
Dated, Kolkata, 29 Dec, 2023

Memo No. 558.1(1).SP/RTI
SPIO/RTI/ASST/05/2023

Copy forwarded for information to:

1. Prakashsindhu Pradhan, Ananya Apartment, 41 Muchipara Road, Paschim Puttani, Kolkata-
700041.


Prakashsindhu Pradhan


S.P.I.O &
Deputy Director of School Education (IEDSS), W.B