



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005

Case No. APIC-322/2025

APPELLANT
RESPONDENT

: Shri Takio Tajū, Lekha Village, Doimukh.
: The PIO, o/o the Director of (PR), Department of
Panchayati Raj, Govt. of A.P Itanagar.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Takio Tajū for non-furnishing of below mentioned information by the PIO, o/o the Director of (PR), Department of Panchayati RAJ, Govt. of A.P Itanagaras sought for by them under section 6(1) (Form-A) of RTI Act, 2005 vide their application dated 25.11.2024.

A)Particulars of information: Seeking information pertaining to advertisement and Appointment of 100 JE posts, 100 UDC posts and other skilled and unskilled posts of Drivers and MTS approved and sanctioned in vide file no. DPR- 11/29/2022 (Computer No. 87910) dt. 16.10.2024.

B)Details of information Required:

- i. Copy of advertisement published in the local newspaper.
- ii. Copies of the appointment order
- iii. Complete file noting copy.
- iv. Copy of Recruitment Rule for the appointment.

C)Period for which information is required: 2024

Brief facts emerging from the appeal:

Records emerging from the appeal disclose that the Appellant, Shri Takio Tajū had requested the PIO, the Dy.Director(RE) (PR) for the aforementioned information / documents in response to which the PIO vide letter dated 26th November, 2024 intimated the appellant that as per the information collected from the Dy. Director (Estt) (PR), the department has not placed any advertisement & appointment of 100 JE posts, 100 UDC posts and other skilled and unskilled posts of Drivers & MTS in this directorate.

Dissatisfied with the response of the PIO, the a[ppellant filed his 1st appeal before the Director (Panchayati Raj) Govt. of A.P, Itanagar, the First Appellate Authority (FAA) under Section 19 (1) of RTI Act, 2005 vide his Memo of Appeal dt. 17-12-2024*whereupon the FAA*conducted the hearing on 3rd April, 2025*wherein both the parties were present in person. The FAA after hearing the parties disposed of the appeal with the remark that "there was no solid substances from either of the side to hold the case for further course of action."

Hence, this second appeal before this Commission under Section 19 (3) of the RTI Act, 2005 vide memo of appeal dated 11.04.2025.

Hearing and decision:

This appeal is, accordingly, heard today on 26th Sept., 2025, wherein the appellant Shri Takia Taju accompanied by his counsel, Advocate, Shri Shiva is present in person and the PIO, Shri Nabam Rajesh, DD(RE)(PR) is also present in person.

Heard the parties.

The Counsel for the appellant, Shri Tai Shiva, reiterated the demand of the appellant for providing the requested documents by the PIO. The PIO, on the other hand reiterated the contents of his letter dt. 26.11.2024 to the appellant that the department of Panchayat Raj has not issued any advertisement for appointment of 100 posts of Junior Engineer, 100 posts of UDC and other skilled post of drivers & MTS in the directorate. The appellant's Counsel, however, contested by saying that as per the noting in e-File No. DPR-11/29/2022-Directorate of Panchayat Raj (computer No.87910), the competent authority has approved the creation of 100 posts each of JE and UDC in the department. The PIO then explained to the Counsel that even though the proposal was approved by the competent authority as recorded in the FD's note, the cabinet approval for creation of those posts, as advised by the FD in their noting, is still pending. Therefore, the question of advertising the posts and making appointment thereof does not arise. The PIO also submitted that R/Rs to the said posts has also not been framed as yet. In this regard the PIO also produced a copy of affidavit which was furnished in another appeal case in the Hon'ble Court of Shri Dani Gambu, Information Commissioner.

This Commission, upon hearing the PIO and on perusal of the copy of department's note sheet in their e-file containing the FD's note conveying the approval of the Empowered Committee's recommendation for creation of 100 posts each of JE and UDC in the department, notices that the proposal for creation of said 200 posts, in fact, has the recommendation of the Empowered Committee. But as submitted by the PIO, the proposal has to be approved by the cabinet whereafter only the notification sanctioning the posts would be issued with due concurrence of the FD.

In the premises as above, this Commission holds that the PIO was right in denying the requested documents to the appellant as the documents were not available with him. However, in order that the appellant is provided with the factual position to his full satisfaction, the PIO is directed to furnish the copy of department's letter to the cabinet cell/department forwarding the cabinet note for creation of the said 200 posts. It is, however, made clear that the cabinet note/agenda shall not be furnished as the same is exempted under section-8(1)(i) of the RTI Act, 2005. The PIO shall also furnish the copies of existing R/Rs to the said post of JE and UDC, if available. The PIO shall comply with the direction within 1(one) week from the date of receipt of this order and thereafter the appellant shall within 1(one) week intimate this Commission of the compliance of the order by the PIO failing which, it is made clear, that this appeal shall stand closed without further notice.

Given under my hand and seal of this Commission on this 26th Sept., 2025.

Sd/-

(SANGYAL TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC- 322/2025

Dated Itanagar, the 29 Sept., 2025

Copy to:

1. The Director of Panchayati Raj, Govt. of A.P Itanagar, the First Appellate Authority (FAA) for information and ensuring compliance by the PIO.
2. The PIO, o/o the Director of (PR), Department of Panchayati RAJ, Govt. of A.P Itanagar PIN: 791111 for information and compliance.
3. The Dy. Director (Estt.), Directorate of R.D, Govt. of A.P for information and compliance if required by the PIO.
4. Shri Takio Taju, Lekha Village, Doimukh, PO/PS Doimukh Mobile No. 8119826067 PIN: 791112 for information and compliance.
5. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
6. Office copy.
7. S/Copy.

**Registrar/ Deputy Registrar
APIC, Itanagar**

**Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar**