



**ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR**

File No. APIC-727/2025(Appeal)

Smti Dopi Miso

R/o Gipulin village PO/PS: Anini Dibang

Valley District AP, Pin-792101

M-9436297846

Appellant

Versus

1. PIO,

O/o Executive Engineer (Power)

Electrical Anini Division

Dibang Valley District AP

Pin- 792101

Respondents

2.FAA,

Chief Engineer (Power) Eastern

Electrical Zone Namsai,

Namsai District AP

ORDER

Date of Hearing: 12.12.2025

Date of Decision: 12.12.2025

INFORMATION COMMISSIONER : Dani Gamboo

Relevant facts emerging from appeal.

RTI application filed on : 25.03.2025

SPIO replied on : Not on record

First appeal filed on : 14.05.2025

First Appellate Authority's Order : Not on record

Second Appeal filed on : 24.09.2025

Information sought:

The appellant filed an RTI application dated 25.03.2025 seeking following information regarding Vide SE(E)/TEC/E-11/2/2022-23/622 Dtd. Tezu the 08/08/2023 wherein One vacant post against Anini Electrical Division is shown as W/C Khalasi (MTS).

Details of information required: -

1. As far as I know there are W/C Khalasi Meter Reader/Lineman/Electrician/Wireman/Welder in the power department Now since when and by whom(authority) the post Khalasi (MTS) has been created. Appropriate Govt. order copy may be furnished.

2. Is there any post like W/C (Peon) created by any authority or existing in the Power Department and if yes order copy of approval by the competent authority may be furnished, please.

3. It is seen that many Casual Staffs from a particular trade change the trade seeing the scope of regularization in the forthcoming Trade Test /DPC. Is this trade change by the casual staff permissible and if yes then order copy from the competent be furnished please.

4. Under Anini Electrical Division, kindly furnish the names of staff with their trade opted.

The following were present.

Appellant

: Absent.

The Ld. Counsel for appellant Adv. K Yubey attended the hearing belatedly after the hearing of the appeal in presence of PIO online through VC was over and PIO had already exited from VC.

He stated that neither the PIO has furnished the information nor the FAA has heard the first appeal within the stipulated time.

On interjection he has produced a copy of RTI Application duly acknowledged the receipt of it in the office of the PIO. He has pleaded for some action to the FAA for not hearing the first appeal.

Respondent PIO

: Present through VC. He has stated that he was unaware of this RTI Application and came to know about it only after receipt of today's hearing notice. He has also stated that the FAA has not heard the appeal case.

F A A

: Absent.

Decision:

The Commission after adverting to the facts and circumstances of the case, and perusal of the records, hearing the parties, observes that FAA – **Chief Engineer (Power) Eastern Electrical Zone Namsai**, Namsai District AP, has not disposed of the first appeal filed to him by following statutory procedure laid down in the Arunachal Pradesh Information Commission (Appeal Procedure) Rules, 2005. So, this appeal case is decided and determined in the absence of the FAA as has been made known to him in the hearing notice.

As laid down at para-38 of the Guidelines for the FAA issued by the GoI and the State Govt. OM No. AR-111/2008 Dated 21st August, 2008, adjudication on the appeals under RTI Act is a quasi-judicial function. It is, therefore, necessary that the Appellate Authority should see to it that the justice is not only done but it should also appear to have been done. In order to do so, the order passed by the appellate authority should be a speaking order giving justification for the decision arrived at.

Therefore, the instant appeal case is remanded to First Appellate Authority. Therefore, the **FAA – Chief Engineer (Power) Eastern Electrical Zone Namsai**, Namsai District AP., following the principle of natural justice, shall conduct hearing giving fair and equal opportunity to both the

appellant and the PIO and thereafter pass reasoned and speaking order on merit within three weeks from the date of receipt of this order i.e. on or before **3.1.2026**.

The appellant is at liberty to file 2nd appeal afresh:

1. If the Appellant is not satisfied with the information furnished to him by PIO based on the judgement order passed by the FAA.
2. If the FAA has denied the requested information based on specific exemptions/ grounds provided under the RTI Act, 2005.

Fee for such 2nd appeal, if done, shall be exempted.

Sd/- (Dani Gamboo)
Information Commissioner

Memo No. APIC-727/2025/

1648

Dated Itanagar the 18. Dec'2025.

Copy to:

- ✓ 1. Computer Programmer Itanagar APIC to upload in APIC website and mailed to concerned department email.
2. Office copy.



Registrar/ Dy. Registrar
APIC, Itanagar
Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar