



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

APIC-No.83/2024(Appeal)

Shri Tania June

C/o Post Office Naharlagun
Papumpare District A.P
Pin: 791110.
(M) 8131848230.

Appellant

Versus

**PIO,
District Medical Officer (DMO)**
Palin Kradadi District Govt. of AP.
Pin: 791118.

Respondents

**FAA,
Deputy Commissioner (DC)**
Kradadi District Govt. of AP.
Pin: 791118.

Date of Hearing: 24.10.2024
Date of Decision: 24.10.2024

INFORMATION COMMISSIONER: Dani Gamboo

Relevant facts emerge from appeal:

RTI application filed on	:	09.10.2023
SPIO replied on	:	Not on record
First appeal filed on	:	05.12.2023
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	01.02.2024

Information sought:

Regarding appointment of under Field worker (FW)/Regular Field worker/
Supervisor Field worker (SFW)/ANM of entire Kradadi district.

1. Appointment order copies.

2. Joining report copies.
3. Class X passed certificate copies.
4. Seniority list copies.
5. DPC copies.
6. Advertisement and local newspaper copies.
7. Class XII passed certificate copies.

Period: from 2010 to till date

Relevant facts emerging during hearing:

The following were present -

Appellant : Absent.

Respondent PIO : Present.

Respondent FAA : Absent.

Statement of Appellant : --

Statement of PIO : States that information pertaining to ANM is kept ready and intimated to the appellant over telephone but he did not turn up to collect the information. PIO further states that appointments of FW / RFW and SFW are at Directorate office. FAA has not heard the appeal.

Statement of FAA : --

Decision:

The Commission after adverting to the facts and circumstances of the case, hearing and perusal of the records, observes that FAA has not disposed of the first appeal filed to him / her by following statutory procedure laid down in the Arunachal Pradesh Right to Information (Appeal Procedure) Rules, 2005. So, this appeal case is decided and determined in the absence of the FAA and Appellant today.

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.

The instant appeal case is remanded to First Appellate Authority (FAA). Therefore, the FAA – **DC Kradadi district**, Palin; 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 i.e on or before 14.11.2024 from the date of issue of this order.

Liberty is given to the appellant to file 2nd appeal afresh if not satisfied with the decision of the FAA / or PIO has not provided satisfactory information after order issued by the FAA. Fee for such 2nd appeal, if done, shall be exempted.

The appeal is disposed of accordingly at Commission.

**Sd/-
(Dani Gamboo)
Information Commission**

Authenticated true copy

Registrar / Dy. Registrar, APIC
Date:

Memo No. APIC-83/2024/ *405*
Copy to:

25th
Dated Itanagar the Oct, 2024.

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

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