



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE FULL BENCH COURT OF STATE INFORMATION COMMISSIONERS

No.APIC-1045/2023

Dated, Itanagar the 28th May, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Sangkung Jonah, Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN-791118, (M) 9612032652.

Vs

Respondent: The Public Information Officer, Govt. of A.P. Directorate of Secondary Education, Itanagar, Arunachal Pradesh, PIN-791111.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Sangkung Jonah, Koloriang, Kurung Kumey District, Arunachal Pradesh, for non-furnishing of information by the Public Information Officer, Govt. of A.P. Directorate of Secondary Education, Itanagar, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 22/06/2023 regarding seniority and appointment of A/Ts and TGT for the year 2004-2005.

The 1st hearing is held today on 28th May, 2024 as scheduled. Shri Tanyang Tatak, the PIO-cum-JDSE, Govt. of A.P. Directorate of Secondary Education, Itanagar, Arunachal Pradesh and the Appellant Shri Sangkung Jonah are present. The Appellant submitted that he has received information for seniority list of 2004-05 of TGT and JT of 2004-05 but he has not been provided with the seniority list of ATA and PRT list as sought for. As per the submission of the PIO, he has provided all the information with seniority list from 2004 to 2020 in respect of TGT and JT. Which was received by the Appellant on 10/08/2023. Regarding seniority list of PRT and ATA as sought for form 2004-05 and OBB scheme has not been provided, as it is not under his purview, the matter is dealt by the Directorate of Elementary Education. As such he has written to the Directorate of Elementary Education with intimation to the Appellant to collect those information from them.

The Appellant has submitted that on the basis of the letter from the PIO he has visited the Directorate of Elementary Education for the information but the officer from the Directorate of Elementary Education has informed him that the information are not available with them so he had to return empty handed.

The Commission after going through the records available and submission made by the parties it is found that matter has not been heard by First Appellate Authority (FAA) which is mandatory under the RTI Act, 2005.

Therefore, the appeal case is remanded to the FAA with the direction to summon all the parties (the PIO of the Secondary Education, the PIO of the Elementary Education and the Appellant) within 30(thirty) days from the date of issue of the order giving equal and fair opportunities of being heard in the interest of the natural justice and pass speaking orders on merit. The Appellant is at his liberty to file fresh appeal to the Commission if he is aggrieved or not satisfied with the decision of the FAA.

Therefore, the case is hereby disposed of.

Order copies be issued to all the parties.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Dated, Itanagar the 30 May, 2024

Memo No.APIC-1045/2023/1636

Copy to:

1. The Director-cum-FAA, Govt. of A.P. Directorate of Secondary Education, Itanagar, Arunachal Pradesh, PIN-791111 to ensure attendance of the Public Information Officer, Govt. of A.P. Directorate of Secondary Education, Itanagar, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
3. Case file.

Registrar / D. Registrar

Arunachal Pradesh Information Commission