



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.

Appeal under section 19(3) of RTI Act, 2005
Case No. APIC- 06/2024.
(Summon to appear in person)
(Or.5, R.3 of CPC)

Shri Bengia Jayanta, Huto Village Near Old Shiv Mandir,
PO/PS- Doimukh, Papum Pare District (A.P)

: APPELLANT

Vs

The PIO, o/o Director, Panchayati Raj, Govt. of A.P,
Itanagar (A.P)

: RESPONDENT

ORDER /SUMMONS

This is an appeal case under section 19(3) which was converted from Complaint under Section 18(1) of RTI Act, 2005 received from Shri Bengia Jayanta for denial of information by the PIO, o/o Director, (Panchayati Raj), Govt. of A.P Itanagar, A.P as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 27.09.2024.

1. **Particular of information:** The Appointment of all officer under Pay Level of 6 to 9 and Level of the 7th pay Commission.
2. **Subject matter of information:**
 - I. Total Employee Sanctioned Strength of level 6 to 9 and level 10 Officers;
 - II. List of Officers working under pay level 6 to 9 & level 10 of the 7th Central pay Commission;
 - III. RR for above scale/pay Level Officers;
 - IV. Initial Appointment order copy of all the above such Officers;
 - V. If initial appointment order were made, then advertisement copy against such vacancy may be furnished;
 - VI. Present pay scale/pay Band/Pay Matrix of all such Officers;
 - VII. Nature and mode of appointment of all such Officers;
 - VIII. Detailed of information pertaining to Service Regularization, Promotions of all such officers from initial employment till 2024;
 - IX. Copy of vacancy against which the promotions of all such officers were sought for government approval may be furnished;
 - X. All the officers correspondence such as e-files sheet, notes sheets, Govt. Order Memo etc. pertaining to any file movement for service regularization, promotions etc for all such officer if made;
 - XI. Copy of all approval from the concerned authority in regard to Service regularization, promotion etc. in e-files, notes sheets, Govt. Order and
 - XII. Chronologically kindly furnish the Detailed Salary Statement of all such officers as per their initial employment till latest salary drawn as on September, 2024

This appeal was heard on 31.01.2025 wherein the appellant, Shri Bengia Jayanta and the PIO, Shri Nabam Rajesh, Dy. Director (PR)(with the documents) were present.

The appellant had gone through the documents furnished by the PIO and was largely satisfied therewith. He, however, pointed out that the documents viz, the note sheets, Govt. approval/order pertaining to appointment/ regularisation and promotion of Group-B officers in level 6 to 10 of the pay matrix (7th CPC) (whether on contract or regular basis) as requested vide Sl. No. VIII, X and XI of his application have not been furnished. The PIO, on the other hand, submitted that the document pertaining to some employees, particularly, in respect of Junior Engineers are not held by the o/o the PIO (Directorate of Panchayat Raj) but will have to be collected from different posting places in the Districts for which atleast 45 days will be required for collection.

This commission observed that the documents as demanded by the appellant were covered under definition clauses (i) and (j) of section 2 of the RTI Act, 2005 and therefore, directed the PIO to make every possible effort to collect and furnish those left out documents to the appellant within 45 days and in any case on or before the next date of hearing which fixed on 19th March, 2025.

This appeal was, accordingly, listed for hearing on 19.03.2025 wherein the PIO, Shri Nabam Rajesh, D.D (RE) was present but the appellant was absent due to pre-occupation in a case in the Court of CJM, Yupia, as informed by him through written message dt.19.03.2025.

Heard the PIO who produced a copy of letter dt.07.03.2025 written by Shri A.G. Ligu, D.D (PR) to the PIO forwarding the names of 8(eight) staff with the details of their appointment order and designation. The said letter also states the following:

*“However, incumbent mentioned above other than serial no. 02 are promotional post and promoted through conducting DPs as per existing Recruitment Rule. Hence, **note-sheets** against Serial No. 1,3,4,5,6,7 & 8 is unable to furnish.”*

This Commission is also in receipt of copy of letter dt.13.03.2025 addressed to the appellant by the PIO forwarding therewith the aforesaid letter dt.07.03.2025. The said letter in 2nd para states us under:

*“The information related to regular staffs is based on the reply received from Dy. Director(PR) vide No. DPR/100/2024/487 dt.7th March, 2025 and the appointment order of contractual PTA is enclosed herewith **except the note sheet** because all the files related to the Appointment of PTAs is seized by the Anti Corruption Bureau vide ACB/PS ENQ.NO.1/2023.”*

In support of his submission, the PIO has produced a copy of Receipt dt.05.07.2024 in plain paper signed by the Inspector (ACB), the Enquiry Officer of the SIC Vigilance case No. CW PE No.172023 (SIC Vig).

This Commission observes that the appellant, vide his aforesaid letter dt. 19.03.2025, intimated that he is not satisfied with the above documents which he received from the PIO on 17.03.2025 and as such pleaded for further hearing of the appeal.

This Commission, upon perusal of the aforesaid two letters of the DD(RE)-cum-PIO and the DD(PR), finds that the reasons cited by the two officers for denial of documents, namely, the "Note Sheets" are not consistent which this Commission deems it necessary and appropriate to be clarified by the two officers for which the personal appearance of the officer, the DD(PR) is also required so that the factual position is confirmed before passing any order.

This Commission, therefore, in terms of the provisions of sub-section (5) of section 5 of the RTI Act, 2005, directs the DD(PR) to be present in person along with the DD(RE)-cum-PIO in next hearing of this appeal which is fixed on 9th April, 2025.

You are hereby summoned to appear in person or online in the Hon'ble Court of Shri Sangyal Tsering Bappu, **SIC in person on the 9th April (Wednesday) at 10.30 Hrs** to answer the claims, and you are directed to produce on that day all the documents upon which you intend to rely in support of your claims/defense.

NOW THEREFORE, take notice that, in default of your appearance, on the day before mentioned, the matter will be heard and determined in your absence.

Given under my hand and seal of this Commission on this 19th March, 2025.

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-06/2024/491
2025

Dated Itanagar, the 21 March,

Copy to:

1. The FAA, the Director (Panchayat Raj), Govt of A.P Itanagar for information and ensuring compliance of this order by the PIO and the officer concerned.
2. The PIO, o/o Director, (Panchayati Raj), Govt of A.P Itanagar for information & compliance.
3. Shri A.G. Ligu, the Dy. Director (PR), Govt of A.P Itanagar for information & compliance.
4. Shri Bengia Jayanta, Huto Village Near Old Shiv Mandir, PO/PS- Doimukh, Papum Pare District, (A.P) Mobile No. 8414096555 PIN:791112 for information.
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
Registrar
Arunachal Pradesh Information Commission
Itanagar