



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
TANAGAR, ARUNACHAL PRADESH

Appeal U/S 19(3) of RTI Act, 2005
No.APIC-136/2020

BEFORE THE HON'BLE COURT OF SHRI GOTO ETE, THE STATE
INFORMATION COMMISSIONER:

Shri Neelam Talum
Emchi Village, PO/PS Doimukh,
Papumpare District,
Arunachal Pradesh..... Appellant

-VERSUS -

Shri Bate Koyu
PIO-cum-Under Secretary,
APPSC, Arunachal Pradesh..... Respondent

Date of judgment/order: 17.06.2021

ORDER

This is a Second Appeal filed by the appellant U/S 19(3) of the RTI Act, 2005 against the order vide No.PSC/RTI/289/2020 (Vol-I) dated 18.09.2020 passed by the First Appellate Authority-cum-Secretary, APPSC. The brief fact of the case is that the appellant on 11.06.2020 filed an RTI application under Form-A before the PIO-cum-Deputy Secretary, APPSC, whereby, seeking various information regarding APPSCCE (P) 2018 and the particulars of information so sought are as follows:

- (i) The OMR sheet (GS & Geography Optional).
- (ii) Copy of Answer key (GS & Geography Optional).
- (iii) Total numbers of questions that were out of syllabus.
- (iv) Total Pro-rata marks allotted to Geography Optional.
- (v) Serial question number that were out of syllabus.
- (vi) Mark value of each pro-rata questions in Geography Optional.
- (vii) Marks obtained in GS & Optional.
- (viii) Geography C-set.

The PIO on receipt of the RTI application of the appellant disposed of the same vide his order No.PSC/RTI/289/2020 dated 11.08.2020, whereby, the PIO while furnishing the information so sought in item Nos. (i) & (vii) of the particulars of information of the application under Form-A refused to furnish the rest of the information sought in item Nos.(iii), (iv), (v) and (vi) thereof on the ground that those information could not be furnished in terms of provision under clause (ii) of Section 47 of Conduct of the Examination Guidelines, 2017. Being not satisfied with the order of the PIO the appellant on 25.08.2020 filed the First Appeal before the First Appellate Authority (FAA)-cum- Secretary, APPSC, and the FAA, whereupon, disposed of the First Appeal vide his order No.PSC/RTI/289/2020 (Vol-I) dated 18.09.2020. The FAA while disposing the First Appeal observed, among others, that the furnishing of answer keys are not allowed in pursuance of Commission's order vide No.PSC-RTI/17/2015 dated 26.08.2015 and that the other information sought for cannot be furnished as

per the provision under clause (ii) of Section 47 of the Conduct of Examination Guidelines, 2017. The appellant, then, being felt aggrieved by the said decision of the FAA, filed this Second Appeal on 09.10.2020 before the Commission (APIC) and the Registry of the Commission (APIC), having receipt of the same, registered it as APIC No.136/2020 and processed it for its hearing and disposal, and, hence, the present case.

Accordingly, the matter came up for hearing before the Commission (APIC) for as many as 4(four) times from beginning unto date, i.e, on 04.02.2021, 18.03.2021, 29.04.2021 & 17.06.2021. During second hearing of the appeal held on 18.03.2021 PIO furnished all information sought in items Nos.(iii), (iv), (v) & (vi) to the appellant and further expressed his readiness during the third hearing of the appeal on 29.04.2021 to furnish the remaining information sought in item Nos.(ii) & (vi) to the appellant. And, finally, a written request/application dated 16.06.2021 has been received by the Commission from the appellant, wherein, the appellant has requested for disposal of his appeal on the ground that he has satisfactorily received all information sought from the PIO and the same has now been placed before the Commission (APIC) on this fourth hearing of the appeal on 17.06.2021 for necessary consideration of the said written request for disposal of the appeal.

Appellant Shri Neelam Talum is, though not present, his written request for disposal of his appeal has carefully been considered. And the PIO (APPSC) Shri Bate Koyu is present and also being heard through audio/video conferencing. According to the PIO all information sought by the appellant have fully been furnished to the appellant. Now, after due consideration of the said written request/application of the appellant regarding satisfaction receipt of all information so sought, including after hearing the PIO as aforesaid, I find this appeal fit to be disposed off as infructuous. And, accordingly, appeal is disposed off and closed for once for all. Each copy of this order be furnished to the parties.

Given under my hand and seal of this Commission's Court on this 17th day of June, 2021.

Sd/-
(Goto Ete)
Information Commissioner
APIC, Itanagar

Dated Itanagar the 17th of June' 2021

Memo.No.APIC-136/2020/ 449
Copy to:

1. Shri Neelam Talum, appellant, for information & necessary action please.
2. Shri Bate Koyu, PIO-cum-Dy Secretary, APPSC, Itanagar, for information please.
3. The Computer Operator for uploading on the Website of APIC, please.
4. Office Copy.