



GOVERNOR'S SECRETARIAT, BIHAR
RAJ BHAVAN, PATNA - 800022

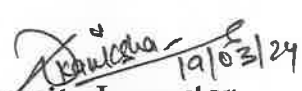
APPEAL BEFORE THE FIRST APPELLEATE AUTHORITY UNDER SECTION 19 OF RTI ACT
APPEAL NO - 07 / 2024 - 2025

Md. Mujamul Haque, Principal, M.H.A.N Degree College, Thakurganj, Kishanganj, Bihar - 855116
..... Appellant

Versus

Public Information Officer, Governor's Secretariat, Bihar, Patna

..... Respondent

Sl. No.	Date	ORDER
01	19.03.2024	<p>The appellant has preferred the instant appeal being aggrieved by non-supply of the information.</p> <p>The office is directed to verify whether the requisite fee has been deposited.</p> <p>The PIO is directed to submit the up-to-date status report along with Prapatra -K with all necessary particulars so that matter could be heard and disposed of on the next date of hearing.</p> <p>Put up on 25.04.2024</p> <p>Let it be informed to all the concerned.</p> <p> 19/03/24 University Inspector -Cum- First Appellate Authority</p>

Memo-509/G.S.(11)

Date-19.03.2024

Copy to :- Md. Mujamul Haque, Principal, M.H.A.N Degree College, Thakurganj, Kishanganj, Bihar - 855116/ IT Manager, NIC, Raj Bhavan for uploading it on website of Raj Bhavan.


19/03/24
University Inspector



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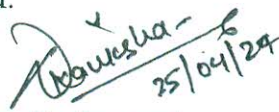
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..... Appellant

Versus

Public Information Officer, Governor's Secretariat, Bihar, Patna

..... Respondent

Sl. No.	Date	ORDER
02	25.04.2024	<p>Perusal of record reveals that there is no postal order showing submission of required fee along with the memo of appeal.</p> <p>Vide last order the office was directed to verify the aforesaid fact.</p> <p>The PIO has submitted report dated 24.04.2024. But before passing any order the undersigned is duty bound to verify the submission of requisite fee as mandated by statutory provisions.</p> <p>Put up along with the report on 03.05.2024 for further hearing Let it be informed to all the concerned.</p> <p> 25/04/24</p> <p>University Inspector -Cum- First Appellate Authority</p>

Memo-...738....

Date-...29.04.2024

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25/04/24
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Md. Mujamul Haque, Principal, M.H.A,N Degree College, Thakurganj, Kishanganj, Bihar - 855116
..... Appellant

Versus

Public Information Officer, Governor's Secretariat, Bihar, Patna

..... Respondent

Sl. No.	Date	ORDER
03	03.05.2024	<p>Repeatedly, Vide orders dated - 19.03.2024 and 25.04.2024 the office was directed to furnish categorical report with respect to required fee being deposited.</p> <p>But no report has been submitted till date inspite of specific direction.</p> <p>The PIO must keep in mind that deposit of fee is one of the mandatory statutory requirements and in absence thereof no appeal could be heard on merit.</p> <p>Perusal of record reveals that the required fee has been deposited with the RTI application filed before the PIO. But there is no evidence of any fee deposited along with the memo of appeal and for this reason alone PIO was directed a verification report.</p> <p>When a report is called for from the PIO, then he is duty bound to submit a categorical report thereon.</p> <p>He must be cautious in future and be diligent, punctual and prompt in submitting report.</p> <p>The appellate proceeding could not be allowed to run at the whims and desires of the PIO.</p> <p>It is accordingly, ordered PIO must submit a report with respect of deposit of fee with the memo of appeal on or before the next date of hearing, without fail.</p> <p>Put up on 08.05.2024</p> <p>Let it be informed to all the concerned.</p> <p><i>[Signature]</i> 03/05/24 University Inspector -Cum- First Appellate Authority</p>

Memo-...791...

Date-...07.05.2024

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[Signature]
03/05/24
University Inspector



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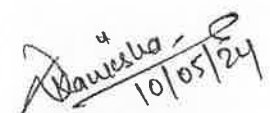
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..... Appellant

Versus

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..... Respondent

Sl. No.	Date	ORDER
04	10.05.2024	<p>The instant appeal has been filed without any requisite fee. The office was directed to verify the factum of deposit of fee with the memo of appeal.</p> <p>The PIO has reported vide its report dated - 08.05.2024 that the appellant had filed postal order of Rs 10 with Prapatra - K.</p> <p>The perusal of that postal order shows the date as 03.11.2023 which was filed with Prapatra - K.</p> <p>After last order dated :- 25.04.2024 the appellant sent an application dated - 03.05.2024 enclosing therewith the original counter foil of the Postal order of Rs. 10 which is dated 03.11.2023, which was filed with the Prapatra - K seeking information from the PIO.</p> <p>Thus the memo of appeal has been filed without any requisite fee.</p> <p>In these circumstances in absence of the requisite court fee, the present first appeal cannot be hard on merit.</p> <p>Statutory provisions of the RTI Act 2005 make it mandatory to deposit fee with the memo of appeal.</p> <p>Accordingly this appeal is dismissed for want of requisite fee without deciding it on merit.</p> <p>Appellant will have liberty to file fresh appeal with requisite fee in proper Performa.</p> <p>Let it be informed to all the concerned.</p> <p style="text-align: right;"> 10/05/24 University Inspector -Cum- First Appellate Authority</p>

Memo-...9.9.5...

Date- 03.06.2024

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10/05/24
University Inspector