

**OFFICE OF DIRECTOR GENERAL HIGHER EDUCATION, HARYANA,  
PANCHKULA**

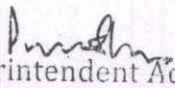
**ORDER**

No. 12/3-2020 Ad (3)

Dated, Panchkula, the 28.7.2021

A copy of letter No. 5/52/2016-1AR dated 15.07.2021 received from Under Secretary, Administrative Reforms O/o Chief Secretary to Govt. Haryana regarding disposal of First Appeals under the RTI Act, 2005." is forwarded to the following for strict compliance:-

1. All the Principals of Government Colleges in the State.
2. All the Commanding Officers, NCC Units in the State.
3. Registrar, Kurukshetra University, Kurukshetra/Maharishi Dayanand University Rohtak/ Chaudhary Devi Lal University, Sirsa/Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan (Sonapat)/Indira Gandhi University, Meerpur (Rewari)/Chaudhary Ranbir Singh University, Jind/Chaudhary Bansi Lal University, Bhiwani/ Gurugram University, Gurugram/ B.R. Ambedkar National Law University, Rai (Sonapat)/Balmiki Sanskrit University, Mundri, Kaithal
4. All the Librarians of District Libraries/Sub Divisional Libraries in the State of Haryana/ Librarian.


  
Superintendent Administration  
for Director General Higher Education  
Haryana, Panchkula

Endst. No. Even

Dated, Panchkula the 04/08/2021

A copy is forwarded to the following for information and necessary action:-

1. First Appellate Authority-cum-Joint Director Admn O/o DGHE, Haryana, Panchkula.
2. SPIO RTI O/o DGHE, Haryana, Panchkula.
3. PS/DGHE, Steno/JDA
4. Registrar Education
5. Incharge IT Cell.

  
Superintendent Administration  
for Director General Higher Education  
Haryana, Panchkula

H.E.

5/52/2016-1AR  
Government of Haryana  
Administrative Reforms Department

Dated Chandigarh the, 15th July, 2021

To

S. Adams

- ✓ 1. All the Administrative Secretaries to Govt., Haryana
2. All the Head of Departments in Haryana.

**Subject:- Disposal of First Appeals under the RTI Act, 2005.**

Sir/Madam,

I am directed to address you on the subject cited above and to inform you that State Information Commission, Haryana has noticed that, in many cases following deficiencies has been noticed while deciding appeals/complaints:-

- (i) The first Appellate Authorities under the Right to Information Act do not dispose of the appeals within the time frame prescribed by Act;
- (ii) The Appellate Authorities do not examine the appeals judiciously and express their agreement with the decision of the State Public Information Officer mechanically;
- (iii) The State Public Information Officers do not comply with the directions of the first Appellate Authority to furnish information to the appellant.
- (iv) Adequate notice is not given for the appellant to present during hearing;
- (v) At times, notice of hearing is received on the date of hearing or after the date of hearings;
- (vi) The hearings are adjourned due to non-availability of First Appellate Authorities on the day and time fixed for hearing;
- (vii) Some time office Superintendents of Personal staff hears appeals in the absence of the designated First Appellate Authority.

2. Section 19(1) of the RTI Act, 2005 provides that, any person who, does not receive a decision within the time specified in sub-section (1) or clause (a) of sub-section (3) of section 7, or is aggrieved by a decision of the Central Public Information Officer or State Public Information Officer, as the case may be, may within thirty days from the expiry of such period or from the receipt of such a decision prefer an appeal to such officer who is senior in rank to the Central Public Information Officer or State Public Information Officer, as the case may be, in each public authority:

Provided that such officer may admit the appeal after the expiry of the period of thirty days if he or she is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

3. Section 19(6) of the RTI Act, 2005 provides that the First Appellate Authority should dispose of the appeal within thirty days of the receipt of the appeal. In exceptional cases, the appellate authority may take forty five days to dispose of the appeal subject to the condition that he shall record in writing the reason for delay in deciding the appeal. Therefore, each First Appellate Authority should ensure that an appeal received by him is disposed off within 30 days of the receipt of the appeal.

You are therefore requested to bring in the notice of all concerned/First Appellate Authority under your control that, they may adhere/strictly comply and dispose off the appeals under the provisions of Section 19(1) and 19(6) of RTI Act, 2005, so that the information seeker may not resort to filing of second appeals before the Commission.

Yours faithfully

*Santosh*  
(Santosh Kumari) 13/7/2021

Under Secretary, Administrative Reforms  
for Chief Secretary to Government, Haryana  
Rax 2740001, 2740226, Ext. 5555  
email address: admnreformshry@gmail.com

Endst. No. 5/52/2016-1AR

A copy is forwarded to the Secretary, State Information Commission, Haryana, SCO No. 70-71, Sector 8C, Chandigarh w.r.t. his letter no. 7085/SCIC/2021/EA-1 dated 25.05.2021 for information.

*-sd/-*  
(Santosh Kumari)

Under Secretary, Administrative Reforms  
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