

MEGHALAYA INFORMATION COMMISSION, SHILLONG

...

No.MIC/Appeal/43/2008/5

Dated Shillong, the 10<sup>th</sup> July, 2008

**ORDER**

**10-7-2008** Perused appeal petition dated 8-7-2008 received from Shri Kenneth Shadap, of Professor Colony Kharmalki, Malki, Shillong. According to the appellant, he filed an RTI application to the PIO, Directorate of Food & Civil Supply, Govt. of Meghalaya on 29-4-2008. The PIO concerned forwarded part of his application to the PIO, Supply Department, Deputy Commissioner Office, West Khasi Hills District on 2-5-2008. He did not receive any decision by the PIOs within the time prescribed by law.

The instant petition has been received from Shri Kenneth Shadap in the form of an appeal under section 19(1) of the RTI Act. According to the provision of the law, any person who does not received a decision within the time specified in sub-section (1) or clause (a) of sub-section (3) of section 7, may prefer the first appeal before the DAA of the concerned public authority. Only the second appeal against the decision of the DAA shall lie with the Commission, if necessary.

In view of the clear provisions of the law, **the appeal is dismissed**. The appellant may however prefer the first appeal before the DAA, viz., the Director, Food & Civil Supply, Govt. of Meghalaya, Shillong at the first instant. A second appeal may be made before this Commission, if necessary. The DAA, Supply Department, viz., the Director, Food & Civil Supply, Govt. of Meghalaya, Shillong may consider the appeal under the proviso of section 19(1) of the RTI Act, if any, filed by the appellant within ten days.

( G.P.Wahlang )  
C.I.C.

**Memo. No. MIC/ Appeal/43/2008/5-A**

**Dated Shillong, the 10<sup>th</sup> July, 2008**

Copy forwarded to:-

1. The D.A.A., Food & Civil Supply, Govt. of Meghalaya, Shillong.
2. The P.I.O. , Food & Civil Supply, Govt. of Meghalaya, Shillong.
3. Shri Kenneth Shadap, Professor Colony Kharmalki, Malki, Shillong – 793001, Mobile – 94363-02460 & (Res) 2500376.

( P.T.Rani )  
Under Secretary,  
State Information Commission,  
Meghalaya, Shillong.