STATE INFORMATION COMMISSION

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Appeal No.151/2025/SCIC

Dr. Nidhi S. Satardekar,
H. No. 1065/1, Josswada,
Soccoro, Bardez-Goa 403501. ---Appellant

V/s

1.Directorate of Health Services,
First Appellate Authority,
Panaji-Goa.

2. Dy. Director (Ayush)/PIO,
State Ayush Society Goa,
National Ayush Mission,
Directorate of Health Services,
Panaji –Goa.

3.Dy. Director (HIB),
Health Intelligence Bureau/PIO,
DHS, Panaji-Goa. ---Respondents

Shri. ARAVIND KUMAR H. NAIR - **State Chief Information Commissioner, GSIC**

Relevant Facts Emerging from the Appeal

RTI application filed on	- 05/02/2025
PIO replied on	- 04/03/2025
First Appeal filed on	- 10/03/2025
First Appellate order on	- 16/04/2025
Second appeal received on	- 04/07/2025
First hearing held on	- 28/07/2025
Decision of the Second Appeal on	- 21/08/2025

Information sought and background of the Appeal

1. Dr. Nidhi S. Satardekar filed an application dated 05/02/2025 under RTI Act, 2005 to the PIO, State Ayush Society, Goa, Panaji seeking following information in connection with the advertisement No.01/DHS/NAM/ ADVT/2023-24/427 by State Ayush Society, Goa, National Health Mission, Directorate of Health Services dated 17/01/2024 for the 2 posts of consultants:

i. "*Total number of vacancies advertised for the post of Consultants (Homeopathy).*

ii. *Total number of posts filled as per vacancies advertised on 17/01/2024.*

iii. Names of the candidates with address who applied for the above post of consultant.

iv. Names of the candidates with addresses who were interviewed for the above post of Consultant (Homeopathy).

v. Names of the candidates with address who were refused to be interviewed for the post of consultant (Homeopathy).

vi. Name and address of the candidates selected and appointed for above post of consultant.

vii. Information regarding essential/desirable qualification of selected candidates and copies of certificates produced by the candidates selected.

viii. Copies of qualification, experience and training certificates produced by the candidates selected".

2. In response to the RTI application, PIO/Statistical Assistant (HIB) vide letter dated 04/03/2025 replied to the Appellant furnishing information in respect of Point No.1,2,6 and 7 and denying information to Point No.3,4,5 and 8 u/s. 8(1) (j) of the RTI Act, 2005.

3. Being aggrieved by the reply/information furnished by the PIO, Appellant filed first appeal dated 10/03/2025 before the First Appellate Authority.

4. FAA (Director of Health Services) passed an order dated 16/04/2025 stating that "*Respondent PIO (Dy. Director, Ayush) has furnished the information as sought by the Appellant except for that information which comes under the purview of Section 8(1) (j) of the RTI Act, 2005".*

5. Subsequently, Appellant preferred Second appeal dated 04/07/2025 before the Commission stating that :

i. The PIO has wilfully given incomplete, misleading and false information as regarding Point No.6 and 7.

ii. FAA failed to inquire grounds for rejecting the information by the Respondent PIO.

Appellant prayed before the Commission that Respondent PIO be directed to furnish information with regard to Point No.3,4,5 and 8.

FACTS EMERGING IN COURSE OF HEARING

6. Pursuant to the filing of the present appeal by the Appellant, parties were notified fixing the matter for hearing on 28/07/2025 for which Adv. Ciya Faldessai present for Appellant. Respondent No. 2/PIO (Dy. Director, Ayush) filed written reply dated 23/07/2025 to the appeal memo stating that :
   i. *"The FAA had asked the Appellant whether she is satisfied with the information that was furnished to her to which Appellant answered in 'affirmative'.*
   ii. *Appellant was allowed to inspect the relevant files.*
   iii. *Appellant was called for an interview for the post under AYUSH and hence her claim of denying an opportunity to her for interview is incorrect and an attempt to mislead the Commission.*
   iv. *In view of point wise reply furnished to the Appellant, present appeal deserved to be dismissed being devoid of merit".*

7. Matter fixed for further hearing on 21/08/2025.When the matter called out for hearing on 21/08/2025, Respondent No. 1 (FAA), Respondent No. 2 & 3 (PIOs) present in person but none present for the Appellant. PIO/Respondent 2 was directed by the Presiding Commissioner to furnish point-wise reply/information, as sought by the Appellant before the Commission today (21/08/2025) itself as the Commission decided to dispose the matter and the Respondent PIO assured to comply with the direction issued by the Commission.

8. After the proceedings in the matter was over, Adv. Ciya Faldessai appeared and filed written arguments on behalf of the appellant stating that Respondent PIO has furnished partial information to Point No. 7 & 8 of the RTI application and denied information sought at Point No. 3, 4, 5 & 8 u/s. 8(1) (j) of the RTI Act, 2005 and this denial was upheld by the FAA. Appellant prayed before the Commission to direct the Respondent PIO to furnish complete and correct information as sought by the Appellant vide RTI application dated 05/02/2025 and impose penalty on PIO for failing to furnish information within prescribed time.

9. Complying with the direction given by the Presiding Commissioner, Respondent PIO furnished complete information to the 8-point RTI Application dated 05/02/2025 of the appellant supported by the necessary documents with a copy meant for the appellant.

DECISION

i. Since the Respondent No. 2 (PIO) submitted (21/08/2025) before the Commission complete information supported by documents in accordance to the Appellant's RTI application dated 05/02/2025, Commission decided to dispose the present appeal today i.e. 21/08/2025.

ii. Information as well as documents submitted before the Commission by the Respondent PIO vide letter dated 21/08/2025 should be attached with the copy of the order to the appellant.

- Proceedings stands closed.
- Pronounced in the open court.
- Notify the parties.

Aggrieved party if any, may move against this order by way of a Writ Petition as no further Appeal is provided against this Order under the Right to Information Act, 2005.

Sd/-

(ARAVIND KUMAR H. NAIR)
State Chief Information Commissioner, GSIC