

OFFICE OF THE FIRST APPELLATE AUTHORITY
(Appointed under Right to Information Act, 2005)
NATIONAL INSTITUTE OF EDUCATIONAL PLANNING AND ADMINISTRATION
17-B, SRI AUROBINDO MARG, NEW DELHI-110016

December 24, 2025

Ref. Appeal No. Nil dated 26th November, 2025

Sh. Manjeet
R/o H.No. 1035, Pana Paposiyan
Narela Delhi – 110 040
Email manjeetkhatri35@gmail.com

Appellant

Vs.

Central Public Information Officer
National Institute of Educational Planning & Administration
17-B, Sri Aurobindo Marg, New Delhi-110016

Respondent

ORDER

- (a) The appellant has filed first Appeal No. Nil dated 26th November, 2025 under Section 19(1) of the Right to Information Act, 2005 in connection with Response Ref. RTI No. NUEPA/R/E/25/00088 dated 25.10.2025 against the Central Public Information Officer (CPIO) (hereinafter referred to as Respondent) of the NIEPA.
- (b) The submission in the RTI Appeal is "dissatisfied" with the reply of the CPIO.
- (c) The Appellant has informed in the instance appeal that the CPIO has not provided the information. He had made the following submission in the appeal:

S. No.	Information sought	RTI reply	Appellant Remarks
1.	How many finally selected candidates have joined for the post of Lower Division Clerk (LDC) published via Recruitment Advt. Nos.3/2024/NIEPA and 1/2025/NIEPA dated 20.07.2024 and 25.01.2025 respectively?	All the selected candidates have joined to the post of LDC vide Advt. No. 3/2024/NIEPA dated 20.07.2024 and Advt. No. 1/2025/NIEPA dated 25.01.2025.	Not satisfied CPIO not furnished the category wise candidates list alongwith their name, application number etc.
2.	For how much time does the waiting list is valid after the announcement of the result for the post of Lower Division Clerk	As per DoPT rules.	Dissatisfied CPIO has not specified DOPT rule/s the authority is adopting.



	(LDC) published via Recruitment Advt. Nos.3/2024/NIEPA and 1/2025/NIEPA dated 20.07.2024 and 25.01.2025 respectively?		
3.	Does any finally selected candidate have left/resigned the post of Lower Division Clerk (LDC) published via Recruitment Advt. Nos.3/2024/NIEPA and 1/2025/NIEPA dated 20.07.2024 and 25.01.2025 respectively?	One of the candidates selected through the aforementioned recruitment process has subsequently resigned from the LDC position.	Dissatisfied CPIO not furnished proper information Details of left/resigned candidates etc.
4.	If the answer of the question no. 3 is yes, then please intimate about the status regarding the fulfillment of the vacate post of Lower Division Clerk from waiting list. Have any candidate from waiting list called for the said vacant post of LDC.	A vacancy arising due to a resignation is subject to be filled through a fresh recruitment process.	Completely dissatisfied CPIO not furnished DoPT rule/ Office memorandum/circular alongwith letter number and respective date, on which NIEPA relied upon in this regard and arrived on the decision that vacancy arising due to a resignation is subject to be filled through a fresh recruitment process.

(d) The appellant, vide email dated **01 December 2025**, was informed to appear for a hearing in the office of the First Appellate Authority (FAA) on **18.12.2025**.

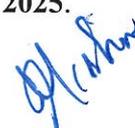
(e) The appellant attended the hearing in person.

(f) The reply submitted by the Respondent (CPIO) in the instant appeal is as under:

1. It is submitted that the information sought by the Applicant (hereinafter referred to as the *Appellant*) in response to his RTI Application No. **NUEPA/R/E/25/00088** dated **25.10.2025** was duly replied to.
2. The CPIO submitted that the Applicant had sought additional details/information at the appeal stage; however, the information sought in the original RTI application had been duly furnished.

(g) The Section Officer (Establishment Section), NIEPA, who was also present during the hearing, submitted as under:

1. The *reserved panel* and the *waiting list* are distinct. In the present case, upon the joining of all selected candidates, the waiting list stands exhausted/withheld. In the event of resignation of any selected candidate, a fresh appointment would be made as per DoPT Rules and the Judgements are available in this regard. He further cited the judgment of the Hon'ble Supreme Court in the matter of **Union of India vs. Subit Kumar Das**, dated **15 October 2025**.



(h) This office has carefully considered the RTI application, the reply of the CPIO, the appeal, and the records made available. The matter has been decided based on the material available on record and the arguments of both the parties.

(i) The FAA concurs with the submissions made by the CPIO and the Section Officer (Establishment). However, the CPIO is hereby directed to provide the following to the appellant:

- A copy **DoPT Rules** quoted in the RTI reply;
- A copy of the **Hon'ble Supreme Court judgment** cited in the matter.

(j) The appeal is accordingly disposed of.

If the appellant is not satisfied with this order and/or the information provided, he may file a second appeal before the **Central Information Commission**, Baba Gang Nath Marg, Munirka, New Delhi – 110067, within the stipulated time as prescribed under the RTI Act, 2005.



(Surya Narayan Mishra)
First Appellate Authority

Copy to:

1. Sh. Manjeet
R/o H.No. 1035, Pana Paposiyan
Narela Delhi – 110 040
Email manjeetkhatri35@gmail.com
2. Central Public information officer
National Institute of Educational Planning & Administration (NIEPA)
3. System Analyst, NIEPA– For publishing on the website