



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

File No. APIC-31/2025(Appeal)

Shri Tagar Mibang

Village Riga, PO: - Riga

PS: Boleng, Siang District A.P

Pin: 791102, (M) 7085466166

Appellant

Versus

**1. PIO,
O/o the Superintendent of Tax &
Excise**

Pasighat, East Siang District, A.P

Pin: 791102

Respondents

**2. FAA,
The Deputy Commissioner(DC)**

Pasighat, East Siang District, A.P

Pin: 791102

ORDER

Date of Hearing: 24.04.2025

Date of Decision: 24.04.2025

INFORMATION COMMISSIONER : Dani Gamboo
Relevant facts emerging from appeal.

RTI application filed on	:	25.09.2024
SPIO replied on	:	29.10.2024
First appeal filed on	:	29.10.2024
First Appellate Authority's Order	:	Not on record
Second Appeal filed on	:	02.01.2025

Information sought:

The appellant filed an RTI application dated 25.09.2024 seeking following information regarding detail numbers of Wine Shop whole seller (L-1) (L-2) (L-3) Under East Siang District.

Details of Information required:

- I. Furnished the certified of total numbers of Wine shop wholesaler (L-1) with Trading License holder/ Farm under East Siang District in details.
- II. Certified copy of total number and quantity of liquor sell/ distribute to retailer license (L-2), (L-3) and furnished the case memo and GST with Tax invoice in details.
 - A. For inter-district sell.
 - B. Copy of permission from the excise commission, Arunachal Pradesh transit permit and authorised transporter with trading license etc. Furnished the record of inter- district sells with cash memo and tax invoice in details.
- III. Certified copy of stock register sell/ purchase record with cash memo and GST Tax invoice and compliance with storage and transportation details and guide lines.
- IV. Certified copy of payment of excise duty and other tax in details.
 - a. Value added Tax, (VAT)
 - b. Central Sale Tax (CST)
 - c. Entry Tax
- V. Certified copy of total numbers of non-APST Wine shop holder retailer (L-1) (L-2) (L-3) with Trading License, Name of owner, inner line permit, business partnership deed, NOC from Local authority and location. In details.
- VI. Furnished the CCTV Video footage to appropriate period of one month only for wine shop whole seller (L-1)

Period for which information required: 2023 to 2024.

The following were present.

Appellant : Absent.

Respondent PIO : Shri Kangong Dai. Supdt. Tax & Excise present through VC.

FAA : Absent.

Decision:

The Commission after adverting to the facts and circumstances of the case, hearing the parties and perusal of the records, observes that FAA has not disposed of the first appeal filed to him.

As laid down at para-38 of the Guidelines for the FAA issued by the GoI and the State Govt. OM No. AR-111/2008 Dated 21st August, 2008, adjudication on the appeals under RTI Act is a quasi-judicial function. It is, therefore, necessary that the Appellate Authority should see to it that the justice is not only done but it should also appear to have been done. In order to do so, the order passed by the appellate authority should be a speaking order giving justification for the decision arrived at.

Therefore, the instant appeal case is remanded to First Appellate Authority. Therefore, the **FAA –Deputy Commissioner (DC)** Pasighat, East Siang District, A.P, following the principle of natural justice, shall conduct hearing giving fair and equal opportunity to both the appellant and the PIO and thereafter pass reasoned and speaking order on merit within two weeks from the date of receipt of this order i.e. on or before 8.5.2025.

The appellant is at liberty to file 2nd appeal afresh if not satisfied with the decision of the FAA / or PIO has not provided satisfactory information after order issued by the FAA. Fee for such 2nd appeal, if done, shall be exempted.

The appeal is disposed of accordingly at Commission.

Sd/-
Dani Gamboo
Information Commissioner

Authenticated true copy

Registrar / Dy. Registrar

APIC


Date:

Memo No. APIC-31/2025/ 716

Dated Itanagar the 25th April, 2025.

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Registrar / Dy. Registrar
APIC Itanagar
Registrar
Arunachal Pradesh Information Commission
Itanagar

