



सूचना का
अधिकार
RIGHT TO
INFORMATION



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

(Before the Hon'ble Information Commissioner Mr. Genom Tekseng)

AN APPEAL UNDER SECTION 19 (3) OF RTI ACT, 2005.

APIC-No.763/2022(Appeal)

Sh.KL Nayam, Advocate Associate, Itafort
Shopping Complex Itanagar, Papumpare
District, Arunachal Pradesh. (M)
8732895581, **Pin: 791111.**

Appellant

-Versus-

The PIO-Cum-EE, PHED, Yupia,
Papumpare District Arunachal Pradesh.
Pin: 791110.

Respondent

Date of hearing: 22.12.2023.

Date of decision: 22.12.2023.

FACTS OF THE CASE:

The appellant filed an RTI application dated 05.09.2022 seeking information relating NRDWP and JJM for the Financial Year 2015-2021. The PIO did not furnish any reply in response to the RTI application. The appellant then filed a First Appeal dated 10.10.2022. The First Appellate Authority (FAA) order if any, is not available on record.

FACTS EMERGING DURING THE HEARING:

This case was transferred to this commission by SCIC vide order dated 25.05.2023 from the bench of Shri Goto Ete, SIC.

After receipt of the Second Appeal notices were issued to the parties to appear on 02.03.2023 before the bench of Shri Goto Ete, SIC. The PIO appeared on 02.03.2023. The appellant was absent without any intimation to the commission. The commission, after hearing the PIO adjourned the case to 20.04.2023 with direction to the PIO to furnish available information to the appellant. Both the parties appeared on 20.04.2023. The appellant submitted that the PIO had furnished incomplete information. The PIO submitted that the information sought by the appellant is voluminous and expressed his inability to furnish all information sought by the appellant. The commission after hearing both the parties directed the PIO to

furnish as much information as possible to the appellant before next date of hearing. The commission adjourned the case to 04.05.2023. Both the PIO and the appellant appeared on 04.05.2023. The appellant submitted that the PIO has furnished the information without affixing his seal containing his name and name of the public authority. The PIO did not make any submission. The commission after hearing the parties present directed the PIO to furnish the information with proper seal and signature within 15 days and adjourned the hearing.

The instant case is again listed for hearing today. The PIO appears before the commission. The appellant is absent despite duly served notice/summons dated 12.12.2023. The PIO has submitted that the appellant is seeking similar information through repeated RTI application. He has also stated that another RTI application dated 05.09.2022 was also filed before him by the same party on the same and similar matter. He has further stated that though said application was appropriately responded, the appellant filed a Second Appeal dated 25.11.2022 (registered as APIC-805/2022) which was also disposed of on 29.05.2023 on merit by this commission. He has produced a copy of the commission's order dated 29.05.2023 and RTI application dated 05.09.2022. The fact of the case reveals that the appellant had filed two applications demanding similar and same information.

The appellant is absent despite prior information. However, the appellant has been heard through audio hearing. During the hearing the appellant has confirmed having received the same information from the PIO. He has further informed that his earlier case filed on 25.11.2022 had also been disposed of on merit.

The commission based on a perusal of the facts on record and the submissions made during the hearing observes that instant case is squarely covered by the decision of this commission dated 29.05.2023 in an earlier appeal filed by the same appellant.

Having observed above, no further action is warranted in the instant case. This appeal is **disposed of** accordingly.

Copy of this order be supplied to the parties.

Sd/-

(Genom Tekseng)

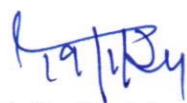
Information Commissioner

Dated Itanagar the 22nd Jan' 2024.

Memo No. APIC-763/2022/ 1242

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Registrar / Dy. Registrar
Arunachal Pradesh Information Commission
Itanagar