



ARUNACHAL PRADESH INFORMATION COMMISSION, (APIC)
ITANAGAR, ARUNACHAL PRADESH

An apple case U/S 19(3) of RTI Act, 2005

Vide Case No.APIC- 430/2023

BEFORE THE HON'BLE COURT OF MISS SONAM YUDRON, THE STATE
INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.

Shri Tania June, E-Sector, Naharlagun
Arunachal Pradesh Appellant.

-VERSUS-

PIO-cum-Block Development Officer, Borum
Papum Pare District, Arunachal Pradesh, Respondent.

Judgment/Order: 02.02.2024.

JUDGMENT/ORDER

This is an appeal filed under sub-section (3) of Section 19 of the RTI Act, 2005. Brief fact of the case is that the appellant Shri Tania June on 30.01.2023 filed an RTI application under Form-'A' before the PIO-cum-BDO, Borum CD Block, P/Pare District, Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in Form-A application. The Appellant, being not satisfied with the information received from the PIO, filed the First Appeal before the First Appellate Authority on 29.03.2023 Appellant, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on 15.05.2023 and the Registry of the Commission (APIC), having receipt of the appeal, registered it as APIC No. 233/2023 and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the Commission for 6 (Six) times i.e. on 26.06.2023, 07.08.2023, 25.09.2023, 20.11.2023, 08.01.2024 & 02.02.2024. In this hearing of the appeal on 2nd day of February, 2024, the PIO present during the hearing but the appellant Shri Tania June again found absent.

The PIO intimated to the Commission that he has already furnished all the information to the appellant as sought in his Form 'A' application in the last hearing dated on 20.11.2023. But the appellant remained absent consecutively dated on 20.11.2023 & 08.01.2024. Moreover, the appellant failed to convey his satisfaction or dissatisfaction to the Commission till date.

After hearing from the PIO, the Commission tried to contact the appellant through audio hearing to hear from his side but the appellant not responded the call.

After going through the available records & documents, the Commission found that the appellant remained absent consecutively twice dated on 20.11.2023 & 08.01.2024. and also he failed to convey his satisfaction or dissatisfaction to the Commission. So, the Commission viewed seriously on the reluctant attitude of the appellant by not complying the direction of the Commission, and he remained silent.

In this, context it is pertinent to point out herein that the appellant remained absent during the hearing. Moreover, he failed to intimate his satisfaction or dissatisfaction to the Commission and also he remained absent from the hearing at his own will for three consecutive times during the hearing i.e. dated on **20.11.2023, 08.01.2024 & 02.02.2024** , inspite of the direction of the Commission to him to be present in person before the Commission in the next date of hearing i.e. on **02.02.2024, failing which his appeal shall be decided ex-parte & closed & disposed of.** Even, then he remained absent.

So, I find that the appellant is no more interest on the APIC No-430/2023 appeal for further hearing.

In such viewing the fact and circumstances, I have a reason for believing of the fact that the Appellant has fully received all the information sought from the PIO and Satisfied.

Thus, I find this appeal fit to be disposed of as infructuous to continue the hearing.

So, the appeal is disposed of as infructuous to continue and closed once for all.

Judgment/Order pronounced in the open Court of this Commission today on this 2nd day of February, 2024.

Given under my hand and seal of this Commission/Court on this 2nd day of February, 2024.

Sd/-
(Sonam Yudron)
State Information Commissioner
APIC, Itanagar.

Memo.No.APIC-430/2023/1355

Dated Itanagar, the 14th February 2024.

Copy to:

1. The PIO-cum-Block Development Officer, Borum, Papum Pare District, Arunachal Pradesh for information and necessary action please.
2. Shri Tania June, E-Sector, Naharlagun,, PO/PS, Naharlagun, Papum Pare District, Arunachal Pradesh for information and necessary action please.
3. The Computer Programmer for upload on the Website of APIC, please.
4. Office Copy.

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