सूचना का अधिकार
RIGHT TO INFORMATION

ITANAGAR, ARUNACHAL PRADESH

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

Vide Case No.APIC-330/2025

BEFORE THE HON'BLE COURT OF SHRI VIJAY TARAM, THE STATE INFORMATION COMMISSIONER, UNDER SECTION 19(3) OF RTI ACT, 2005.

Shri Dorjee Thinley & Others ..... **Appellant**

-VERSUS-

PIO-Cum- Executive Engineer,
PWD, Dirang, West Kameng District,
Govt. of Arunachal Pradesh ..... **Respondent.**

Order:04.11.2025.

JUDGEMENT

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 Appellants **Shri Dorjee Thinley Jamkar, Pem Dondup Thongkar, and Khandu Thongkar** on **27/11/2024** filed an RTI application under Form-'A' before the PIO-Cum-EE, Department of PWD Dirang Govt. of Arunachal Pradesh whereby, seeking various information, as quoted in their Form-A application. The Appellants, being not provided with the information from the PIO, filed the First Appeal before the First Appellate Authority (FAA) **on 26/02/2025** Appellants, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission **on 17/04/2025** and the Registry of the Commission (APIC), having receipt of the Appeal, registered it as **APIC No. 330/2025** and processed the same for its hearing and disposal.

In the 2nd hearing held on 4th November 2025, related to the APIC No. 330/2025. The Appellants, Shri Drjee Thinley Jamkar, Pem Dondup Thongkar, and Khandu Thongkar, have filed a second appeal against the Public Information Officer (PIO) cum Executive Engineer PWD, Dirang Division, regarding their request for information pertaining to the road from NiMAS to Damla village under Dirang circle. The hearing was conducted with the group of appellants represented by Pem Dondup Thongkar, with the PIO present through online mode.

The Right to Information Act, 2005 (RTI Act) is designed to empower citizens to seek information from public authorities. According to Section 6(1) of the RTI Act, "a person" who desires to obtain any information shall make the request. This emphasizes that applications for information should be submitted by individuals rather than groups of persons.

The Observations by the commission;

Upon reviewing the appeal, it is evident that the application for information was made collectively by three individuals. This collective application contravenes the explicit provision in the RTI Act, which allows only individual applications. Such a submission raises questions about the bona fides of the appellants in this instance.

During the proceedings, the PIO indicated that there had been no receipt of the application requesting the information concerning the specified road. Furthermore, he requested to be provided with a copy of the Form A submitted by the appellants.

Upon examining Form A, it is apparent that all appellants hail from the same village and are requesting the same set of information. This pattern suggests a coordinated effort that may not align with the intended purpose of the RTI Act. The repeated nature of the requests from individuals in the same locality for identical information seems to indicate a potential ulterior motive that may not serve the public interest.

The RTI Act is crucial for promoting transparency and accountability in public authorities, allowing citizens to seek information that serves the public good. However, the actions of the appellants appear to reflect behavior aimed at harassing the PIO rather than procuring information for substantive public interest.

In light of the aforementioned observations and the clear stipulations of the RTI Act, it is determined that the joint application by the appellants does not meet the legal requirements established under Section 6(1). The motives inferred from their collective application suggest an attempt to misuse the provisions of the RTI Act rather than a genuine quest for information beneficial to the public.

Therefore, this second appeal stands dismissed for lack of subject-matter jurisdiction and bona fide.

Judgment order pronounced in the open Court of this Commission today on this 4th **day of November 2025**, copy of judgment order be furnished to the both parties.

Given under my hand and seal of this Commission/Court on this 4th **day of November 2025.**

Sd/-
(Vijay Taram)
State Information Commissioner
APIC-Itanagar

Memo.No.APIC-330/A/2025/954 **Dated Itanagar, the ..11...November, 2025.**

Copy to:

1. PIO-Cum-Executive Engineer, PWD, Dirang, W/Kameng District, Govt of Arunachal Pradesh for information and necessary action please. **Pin Code-790101.**
2. Shri Dorjee Thinley, Shri Pem Dondup Thongkar & Shri Khandu Thongkar, Lish Gompalok Village, W/Kameng District Arunachal Pradesh for information please. **Contact No. 8415008321/ 8414992277**
3. The Computer Programmer, APIC for uploading on the Website of APIC please.
4. Office Copy

Registrar/Dy. Registrar
APIC, Itanagar.

Registrar
Arunachal Pradesh Information Commission
Itanagar