



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

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

Vide Case No.APIC-154/2023

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

Shri Nikam Dabu

..... **Appellant.**

**-VERSUS-**

PIO-Cum-EE, Hydro Power,  
Upper Subansiri District, Daporijo,  
Arunachal Pradesh,

..... **Respondent.**

**Judgment/Order:    08.01.2024.**

**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 Nikam Dabu on 29.11.2022 filed an RTI application under Form-'A' before the PIO-cum- EE, Hydro Power Division Daporijo, U/Subansiri 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 24.01.2023 Appellant, again having not received the required information from the FAA, filed the Second Appeal before the Arunachal Pradesh Information Commission on 01.03.2023 and the Registry of the Commission (APIC), having receipt of the appeal, registered it as **APIC No. 154/2023** and processed the same for its hearing and disposal.

Accordingly, matter came up for hearing before the **Commission for 8 (Eight) times i.e. on 20.03.2023, 01.05.2023, 29.05.2023, 03.07.2023, 07.08.2023, 25.09.2023, 20.11.2023 & 08.01.2024. In this hearing of the appeal on 8<sup>th</sup> day of January, 2024, the PIO present during the hearing but the appellant Shri Nikam Dabu 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.

During the hearing, the Commission tried to contact the appellant through the audio hearing but the appellant did not respond the call.

In this, context it is pertinent to point out herein that the appellant remained absent during the hearing. Moreover, he failed to intimate the reason of his absence during the hearing and he remained absent at his own will for two consecutive times i.e. dated on **20.11.2023 & 08.01.2024**, inspite of the direction of the Commission to him to be present in person before the Commission during the hearing in the next date of hearing i.e. on **08/01/2024** and to the effect that the Appellant has failed to intimate on the matter of **direction given by the Commission/Court in every hearing but he**

**failed to comply the direction of the Commission. Moreover, he remained silent though he was intimated well in advance, if he remained twice absent during the hearing his appeal shall be decided as Ex-parte and disposed of .**

**So, I find that the appellant is no more interest on the APIC No-154/2023 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 and closed once for all.**

Judgment/Order pronounced in the open Court of this Commission today on this 8<sup>th</sup> day of January, 2024.

Each copy of Judgment/Order be furnished to the parties.

Given under my hand and seal of this Commission/Court on this 8<sup>th</sup> day of January, 2024.

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

Memo.No.APIC-154/2023/1584  
Copy to:

Dated Itanagar, the 16... February, 2024.

1. PIO-Cum-EE, Hydro Power, Daporijo, Upper Subansiri District, Arunachal Pradesh for information and necessary action please.
2. Shri Nikam Dabu, C/o the M/S YC Enterprises, Naharlagun, P/pare District, A.P for information and necessary action please.
3. The Computer Operator/Programmer for upload on the Website of APIC, please.
4. Office Copy.

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