



**ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR**

**BEFORE THE FULL BENCH COURT OF STATE INFORMATION COMMISSIONERS**

No.APIC-533/2023

Dated, Itanagar the **19<sup>th</sup> March, 2024**

**Appeal Under Section 19(3) RTI Act, 2005**

**Appellant:** Shri Geke Ete, Village Darka, PO/PS Aalo, West Siang District, Arunachal Pradesh, PIN-791001, (M)8794081567/9862344210.

**Vs**

**Respondent:** The SPIO-cum-EE(PHE & WS), Govt. of A.P., Mechukha Division, Shiyomi District, Arunachal Pradesh. PIN-791003. (M) 94736022744

**3<sup>rd</sup> Party :** Shri Tashi Sona, S/o Late Mindu Sona, Resident of village Barangang, Po/Ps Mechuka, District Shi-Yomi, Arunachal Pradesh. PIN-791003.

**ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri GekeEte, Village Darka, PO/PS Aalo, West Siang District, Arunachal Pradesh for non-furnishing of information by the SPIO-cum-EE(PHE & WS), Govt. of A.P., Mechukha Division, Shiyomi District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 23/02/2023 regarding Water supply system for Mechukha Township & peripheral villages with sewerage system and river development for boasting tourism of Mechukha Township.

**The 4<sup>th</sup> hearing is held today on 19<sup>th</sup> March, 2024 as scheduled.** Shri Marken Riba, the SPIO-cum-EE (PHE & WS), Govt. of A.P., Mechukha Division, Shiyomi District, Arunachal Pradesh is represented by Adv. Tame Rime, the Appellant is represented by Adv. Mipe Ete and the 3<sup>rd</sup> party is found absent. Regarding the First Appellate Authority (FAA), the representative of the appellant insisted to stick to the rules made by the Govt. of Arunachal Pradesh, the commission explained the appellant that First Appellate Authority as Superintendent Engineer (SE) has been followed by the commission for last many years for the easy accessibility of the common citizen. *Under section 19(1) of the RTI Act, 2005, the FAA shall be such officer who is senior in rank to the Public Information Officer.* Since, it is a citizen friendly law, the rules should be to help citizens easily accessible to information and contain corruption and bring transparency in working of the government.

Representative of the PIO has informed that information is ready to be furnished to the appellant but she insisted for summoning the 3<sup>rd</sup> party so that matters will become clearer and easier. Considering the arguments and submissions of both the parties the commission has fixed one more date of hearing. In the mean time PIO is directed to keep all the documents ready and bring to the court so that if required, it may be handed over to the appellant.

The Commission hereby directs all the parties to appear before the Commission's court in the next date of hearing. In case the PIO fails to appear, the Commission shall impose penal provision under section 20(1) of the RTI Act, If the 3<sup>rd</sup> party fails to appear the case shall be decided ex-parte and if Appellant remains absent the Commission shall dispose of the case without any further notice, presuming that the Appellant is no more interested in the information.

**The next date of hearing is fixed on 4<sup>th</sup> April, 2024 (Thursday) at 02:00 PM.**

**Therefore, the PIO-cum-EE (PHE & WS), Govt. of A.P., Mechukha Division, Shiyomi District, Arunachal Pradesh and 3<sup>rd</sup> party Shri Tashi Sona, S/o Late Mindu Sona, Resident of village Barangang, Po/Ps Mechuka, District Shi-Yomi, Arunachal Pradesh are hereby summoned to appear before this Court in person on the scheduled date and time without fail.**

**Order copies be issued to all the parties.**

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner  
Arunachal Pradesh Information Commission  
Itanagar

Dated, Itanagar the 20 March, 2024

Memo No. APIC-533/2023/890

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2. Case file.

Registrar /Dy. Registrar

Arunachal Pradesh Information Commission

Itanagar

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