



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-711/2023

Dated, Itanagar the 27th February, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Sri Takam Sakap, C/o Hotel 3D Chandranagar, Itanagar, Papum Pare District, Arunachal Pradesh, PIN-791113, (M) 9366385390 / 9436841361.

Vs

Respondent: Shri C.J. Monnou, the SPIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh, PIN- 792103.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Takam Sakap, C/o Hotel 3D Chandranagar, Itanagar, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the SPIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 24/05/2023 regarding "SIDF/Additional (SIDF) BE / Additional (BE) / RE / Additional (RE) / SADA / ADA / MLA LAD / MPLAD / CCI / SPA /SJETA/CMCSR or Maintenance and Supply Works / order for implement of development at Etire Namsai Division from 2017 to till date.

The 2nd hearing is held on 27th February, 2024 as scheduled. Shri C.J. Monnou, the PIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh is absent. The appellant Shri Takam Sakap is present. During the last hearing the appellant agreed to seek information for the financial year 2022-23 under SIDF scheme. Accordingly, the commission had directed the PIO to furnish list of the scheme under SIDF for the financial year 2022-23.

Today the PIO is again found absent which shows that he has no respect towards the law made by the Parliament and has not performed his statutory duties as directed by the commission.

Having observed the gross violation of the RTI Act in the matter and failure to comply with the directions of the Commission, it decides to initiate actions under section 20(1) of the RTI Act 2005 and directs the respondent Shri C.J. Monnou, the PIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh, to appear before the Commission on the next date of hearing to **Show cause** as to why maximum penalty should not be imposed on him under section 20(1) RTI Act 2005 and respondent is also directed to send his written submission along with the supporting documents upon which he chooses to reply during the hearing to the Commission at least seven days prior to the actual date of hearing.

Both the parties are directed to appear before the commission's court on the next date of hearing. In case the SPIO remains absent the penal provision under section 20(1) of the RTI Act 2005 shall be imposed on him. In case the Appellant remains absent the case shall be disposed of without any further notice presuming that the Appellant has received information and is satisfied with the information furnished by the SPIO. The court is adjourned for the next date of hearing.

The next date of hearing is fixed on 9th April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri C.J. Monnou, the SPIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh is 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

Memo No.APIC-711/2023/742
Copy to:

Dated, Itanagar the 28 February, 2024

1. The FAA-cum-Chief Engineer (WRD-Eastern Zone), Govt. of A.P. O/o the Chief Engineer(WRD-Eastern Zone), Itanagar, PIN- 791111, to ensure attendance of Shri C.J. Monnou, the SPIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. Namsai District, Arunachal Pradesh, PIN- 792103, to ensure attendance of Shri C.J. Monnou, the SPIO-cum-EE(WRD), Govt. of A.P., Water Resources Department, Namsai Division, Namsai District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
4. Case file.

Registrar /Dy. Registrar

Arunachal Pradesh Information Commission

Arunachal Pradesh Information Commission
Itanagar
Itanagar