



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-912/2023

Dated, Itanagar the 5th March, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant:

Shri Top Pertin, Village-Remi, Po/Ps-Damubk, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110, (M) 9366488878, 7085160600.

Vs

Respondent:

Shri Hibu Dolley, the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Top Pertin, Village-Remi, Po/Ps-Damubk, Lower Dibang Valley District, Arunachal Pradesh, for non-furnishing of information by the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 15/06/2023 regarding 132 KV Roing to Dambuk Transmission line Project.

The 1st hearing is held today on 5th March, 2024 as scheduled. Shri Hibu Dolley, the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh is absent. The appellant Shri Top Pertin is present. The Deputy Commissioner Lower Dibang Valley District has submitted a letter stating that the Frontier Highway Project in Lower Dibang Valley District spanning from Hunli to Hayuliang is underway and presence of the DLRSO is necessitated for the survey of the project and has appealed for rescheduling of the hearing date.

The commission has observed that the public authorities are always busy and engaged in official works evading the statutory duties to appear before the court, which should be given utmost importance and performed on priority. Evading of the court hearing and non-compliance of the direction of the Commission is disrespect to the RTI Act.

The Appellant has submitted that he has been provided with certain information after appeal to the First Appellate Authority, though no summon from the FAA. The appellant has submitted that he has not been furnished with SL.No. 1 of the Form-A Dated 15th June, 2023, i.e, information for the compensation approved plan of Horticulture and Agriculture items. The appellant appealed the Commission to direct the PIO to furnish the same.

Under the facts and circumstances as above the commission directs the PIO to furnish the information as sought by the appellant in the Form-A dated 15th June, 2023 of **SL.NO. 1**, **"information for the compensation approved plan of Horticulture and Agriculture items"** within 28 (twenty eight) days from the date of issue of this order. Failing which the commission shall be compelled to impose penalty under section 20(1) of the RTI Act. The court is adjourned for the next date of hearing.

Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the SPIO is found absent the Commission may initiate penal action as per provision under section 20(1) of the RTI Act-2005 and in case Appellant is found absent the case shall be disposed of without any further notice, presuming that the Appellant is satisfied with the information so furnished.

The next date of hearing is fixed on 4th April, 2024 (Tuesday) at 1400 hrs.

Therefore, Shri Hibu Dolley, the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh 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/-

(RinchenDorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

March'2024

Memo No.APIC-912/2023 Dated, Itanagar the

Copy to:

1. The FAA-cum-Director (Land Management), Govt. of A.P., Directorate of Land Managemnt, Itanagar, Arunachal Pradesh. PIN-791111, to ensure attendance of Shri Hibu Dolley, the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh Pradesh, PIN-792110 to ensure attendance of Shri Hibu Dolley, the PIO-cum-DLRSO, DC Complex, Mini Secretariat Building, Po/Ps Roing, Lower Dibang Valley District, Arunachal Pradesh 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

Arunachal Pradesh Information Commission
Arunachal Pradesh Information Commission
Itanagar