



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-798/2023

Dated, Itanagar the 14th March, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Adv. Ganpho Khusumchai, Medical colony Longding, Po/Ps-Longding, Longding District, Arunachal Pradesh, PIN-792131, (M) 8730850238.

Vs

Respondent: Shri. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding District, Arunachal Pradesh, PIN-792131,

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Adv. Ganpho Khusumchai, Medical colony Longding, Po/Ps-Longding, Longding District, Arunachal Pradesh, for non-furnishing of information by the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 03/02/2022 regarding Construction of two (2) teacher quarters under DOTCL at Khasa village.

The 3rd hearing is held today on 14th March, 2024 as scheduled. Shri. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding District, Arunachal Pradesh and the Appellant Adv. Ganpho Khusumchai are absent. However, the appellant has submitted a letter dated 14/03/2024 requesting for extension of hearing as he is unable to attend the court hearing due to health issue. The PIO is found absent without any intimation to 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. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding District, Arunachal Pradesh, to appear before the Commission on the next date of hearing to SHOW CAUSE as to why 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 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 30th April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding 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-798/2023

Dated, Itanagar the

15 March, 2024

Copy to:

1. The FAA-cum-Chief Engineer (RWD), Govt. of A.P. o/o Chief Engineer Rural Works Department, Itanagar, PIN-791111, to ensure attendance of Shri. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P., Longding, Longding District, Arunachal Pradesh, PIN-792131, to ensure attendance of Shri. Bomyem Tayang, the SPIO-cum-EE (RWD), Govt. of A.P., Longding, Longding 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

Itanagar

Deputy Registrar

Arunachal Pradesh Information Commission

Itanagar