



ARUNACHAL PRADESH INFORMATION COMMISSION  
ITANAGAR

BEFORE THE FULL BENCH COURT OF STATE INFORMATION  
COMMISSIONERS

No.APIC-704/2023

Dated, Itanagar the 27<sup>th</sup> February, 2024

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

**Appellant:** Shri Tamchi Gungte, Near KV-II School Chimpu, PO/PS Chimpu, Itanagar, Papum Pare District, Arunachal Pradesh, PIN-791113, (M) 8257994249 / 9233567279.

Vs

**Respondent:** The SPIO-cum- EE(RWD) Govt. of A.P., RWD Tawang Division, Tawang District, Arunachal Pradesh, PIN- 790104.

**ORDER**

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Tamchi Gungte, Near KV-II School Chimpu, PO/PS Chimpu, Itanagar, Papum Pare District, Arunachal Pradesh, for non-furnishing of information by the SPIO-cum- EE(RWD) Govt. of A.P., RWD Tawang Division, Tawang District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 12/04/2023 regarding "Construction of Model Residential School at Govt. Sec. School, Mukto in Mukto-Bongkhar Block (MCA) of Tawang Dist. A.P. sanctioned under Pradhan Mantri Jan Vikashkaryakaram (PMJVK), erstwhile-MsDP Scheme, Ministry of Minority Affairs Govt. of India during the financial year 2021-22.

**The 2<sup>nd</sup> hearing is held today on 27<sup>th</sup> February, 2024 as scheduled.** Shri Phurpa Tsering, the SPIO-cum- EE(RWD) Govt. of A.P., RWD Tawang Division, Tawang District, Arunachal Pradesh and the Appellant Shri Tamchi Gungte are absent. During the last hearing held on 21<sup>st</sup> November, 2023 the PIO was directed to furnish information for Sl.no. 14, 15 & 16. The PIO has agreed to do so. As both the parties are absent the commission could not ascertain any action taken. The Commission giving reasonable opportunity to both the parties decides to fix one more date of hearing.

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 Phurpa Tsering, the SPIO-cum- EE(RWD) Govt. of A.P., RWD Tawang Division, Tawang 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 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 28<sup>th</sup> April, 2024 (Tuesday) at 1030 hrs.**

**Therefore, the SPIO-cum- EE(RWD) Govt. of A.P., RWD Tawang Division, Tawang 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/-

(RinchenDorjee)

State Chief Information Commissioner  
Arunachal Pradesh Information Commission  
Itanagar

**Dated, Itanagar the 28 February, 2024**

**Memo No.APIC-704/2023/750**

Copy to:

1. The FAA-cum-Chief Engineer (RWD-Western Zone), Govt. of A.P. O/o the Chief Engineer, Itanagar, PIN-791111, to ensure attendance of the SPIO-cum- EE(RWD) Govt. of A.P., RWD TawangDivision, Tawang District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. Tawang District, Arunachal Pradesh, PIN-790104, to ensure attendance of the SPIO-cum- EE(RWD) Govt. of A.P., RWD TawangDivision, Tawang 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  
Arunachal Pradesh Information Commission  
Itanagar