



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION COMMISSIONER

No.APIC-81/2023

Dated, Itanagar the **30th January, 2024**

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

Appellant: Shri Riya Taram, C/o Moina Shop, Near Futsal ground Lekhi village,
Naharlagun, Arunachal Pradesh.
Vs

Respondent:

1. The PIO-cum- Project Director, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
2. The PIO-cum-BDO Koloriang, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
3. The PIO-cum-BDO Sarli, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
4. The PIO-cum-BDO Damine, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
5. The PIO-cum-BDO Parsi Parlo, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
6. The PIO-cum-BDO Sangram, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.
7. The PIO-cum-BDO Nyapin, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Riya Taram, C/o Moina Shop, Near Futsal ground Lekhi village, Naharlagun, Arunachal Pradesh for non-furnishing of information by the PIO-cum- Project Director, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh as sought for by the Appellant under section 6(1) of RTI Act, 2005 on 31/10/2022 regarding to furnish all the relevant documents of all the CD Blocks of Kurung Kumey District (AP) against MGNREGA Staff.

The 7th hearing is held today on 30th January, 2024 (Tuesday) as scheduled. The PIO-cum- Project Director, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIO-cum-BDO Koloriang, PIO-cum-BDO Sarli, PIO-cum-BDO Damine, PIO-cum-BDO Parsi Parlo, PIO-cum-BDO Sangram and PIO-cum-BDO Nyapin are absent. The Appellant Shri Riya Taram is present. The appellant has submitted that information furnished by the PIOs were incomplete and he has submitted that in compliance with the direction of the commission he has submitted list of incomplete information to the PIOs for their necessary action. But could not substantiate his claim. The PIOs were absent, the commission could not hear from them. The absence of the PIOs without any intimation to the commission is unbecoming on the part of public authorities in performing the statutory duties.

Noncompliance of the direction of the commission is gross violation of the provision of the RTI Act 2005. However, the Commission giving reasonable opportunity cautions the PIOs not to repeat the same on the next date of hearing.

During the 6th hearing held on 14th November, 2023 all the PIOs were present and handed over the documents to appellant. The appellant was directed to verify the information so received and intimate the commission on the next date of hearing. He was also asked to submit the list of the information to the PIO which are found not furnished by the PIO so that the remaining incomplete documents can be furnished before the next hearing.

During the 7th hearing, the appellant failed to present his case as to whether he verified the information so furnished by the PIOs on the 6th hearing which proves that the appellant has not gone through the documents in compliance with the directions of the commission. Thus, the appellant is warned that on the next hearing if he does not appear with well equipped, with the case shall be disposed of, presuming that he is either satisfied or not interested with the information.

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

The next date of hearing is fixed on 16th April, 2024 (Tuesday) at 1030 hrs.

Therefore, the PIO-cum- Project Director, Govt. of A.P. , DRDA Koloriang, Kurung Kumey District, Arunachal Pradesh, PIO-cum-BDO Koloriang, PIO-cum-BDO Sarli, PIO-cum-BDO Damine, PIO-cum-BDO Parsi Parlo, PIO-cum-BDO Sangram and PIO-cum-BDO Nyapin are hereby summoned to appear before this Court in person on the scheduled date and time without fail.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission

Itanagar

Dated, Itanagar the 2 ^{Feb} January, 2024

Memo No.APIC-81/2023/599

Copy to:

1. The Deputy Commissioner, Govt. of A.P, Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN- 791118 to ensure attendance of above respondent Project Director & BDOs-cum-PIO before the Court of Information Commission Itanagar.
2. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
3. Case file.

Itanagar
Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
Itanagar