



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE FULL BENCH COURT OF STATE INFORMATION COMMISSIONERS

No.APIC-682/2023

Dated, Itanagar the 6th February' 2024

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

Appellant: Shri Isaac Ejing, PO-Hill Top, JNC, Pasighat, East Siang District, Arunachal Pradesh, PIN-791103, (M) 09402735180.

Vs

Respondent: Er. Takom Tajin, SPIO-cum-EE(PWD), Govt. of A.P. o/o Public Work Department (PWD), Mariyang Division, Upper Siang District, Arunachal Pradesh, PIN- 791002.

Date of 3rd Hearing:- 06/02/2024

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Isaac Ejing, PO-Hill Top, JNC, Pasighat, East Siang District, Arunachal Pradesh for non-furnishing of information by the SPIO-cum-EE(PWD), Govt. of A.P. o/o Public Work Department (PWD), Mariyang Division, Upper Siang District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 06/05/2023 regarding **construction of light Motor Vehicle Bailey bridge over Yamne river at Reglat to connect Pongging village, grant under Article 275(1) of Constitution of India and Construction of a Bailey Suspension Bridge at Reglat over Yamne river under RIDF XXIV.**

The 3rd hearing is held today on 6th February' 2024 (Tuesday) at 1030 hrs. The Appellant shri Isaac Ejing is present. Er. Takom Tajin, PIO-Cum- EE (PWD), O/o the Public Work Department, Maryiang Division, Upper Siang District, Arunachal Pradesh is found absent. The Appellant has submitted that the Affidavit supplied by the PIO was found in complete as it is not signed before the Judicial Magistrate or Notary Public Authority as directed by the Commission on 31/10/2023 during the 1st hearing. The Appellant has appealed the Commission to give direction to the PIO to provide correct, complete Affidavit in compliance with the directions of the Commission made on 31/10/2023. The Affidavit so furnished is placed before the Commission and found that the Affidavit is not as per the directions of the Commission and also the Affidavit submitted is in the name of P. Construction which is not in the name of PIO. The PIO is directed to provide Affidavit Non-Judicial paper in his own name and must be sign before the Judicial Magistrate/Notary Public Authority and furnish to the Appellant within 15 days from the date of issue of this order.

The PIO is found absent for 2nd consecutive hearings which is serious matter, trying to evade the hearing and dis- respect to the law made by the constitution of India, being observed the gross violation of provisions of RTI Act, 2005 in the matters, the Commission directs the PIO Er. Takom Tajin, to appear before the Commission on the next date of hearing in person to **Show Cause** as to why maximum penalty should not be imposed on him. He is also directed to send his written submission in which he chooses to make his reply with all the supporting documents within 7 days from the actual date of hearing. The next date of hearing is fixed on 9th April, 2024 (Tuesday) at 1030 hrs.

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 provision 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 9th April' 2024 (Tuesday) at 1030 hrs.

Therefore, the SPIO-cum-EE(PWD), Govt. of A.P. o/o Public Work Department (PWD), Mariyang Division, Upper Siang 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-682/2023/721

Dated, Itanagar the 07 February'2024

Copy to:

1. Computer Programmer, APIC, Itanagar, to upload in APIC Website & send mail to all the parties.
2. Case file.

Registrar /Dy. Registrar
Arunachal Pradesh Information Commission

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