



ARUNACHAL PRADESH INFORMATION COMMISSION

BEFORE THE COURT OF Ms. SONAM YUDRON, STATE
INFORMATION COMMISSIONER

No. APIC-708/2023

Dated, Itanagar theMarch,2024

Under Section 20 (1) RTI Act, 2005

Appellant

Shri Riya Taram

-V/S-

Respondent

PIO-Cum-EE,
RWD, Daporijo Division,
Distt.-: U/Subansiri,
Arunachal Pradesh.

ORDER

WHEREAS, the 3rd hearing is held on 22nd January, 2024 related to the APIC No-708/2023 appeal. The appellant Riya Taram present during the hearing but the PIO-cum- EE, found absent.

The appellant intimated to the Commission that the PIO has not furnished any information to the appellant till date. So, the appellant felt himself is harassed mentally & physically by the PIO as the PIO is not co-operating him, till 3rd hearing and failed to furnish the information as sought by him in his Form 'A' application.

After going through all the records/ documents the Commission viewed seriously on the absence of the PIO consecutively three times dated on 09.10.2024, 29.11.2024 & 22.01.2024 during the hearing. The PIO also failed to furnish the information till the 3rd hearing, the Commission found that the PIO is showing reluctant in furnishing the information to the Appellant. Moreover, the PIO is displaying himself indiscipline by neglecting/disobeying the directions of the Commission, inspite of repeated directions given to the PIO to furnish the information complete, authentic as sought by the appellant but till 3rd hearing he failed to furnish the information. Moreover, the PIO remained absent during the hearing.

Therefore, it is fact that, the PIO failed to furnish the information to the appellant till date. Moreover, he refused to obey the direction of the Commission/Court, which establishes prima-facie evidence of violation of the Sub Section-1 of Section- 7 of the RTI Act, 2005.

On the above facts & circumstances, the Commission invoked the Sub-section (1) of the Section -20 of the RTI Act,2005 and imposed penalty of Rs. 25,000/- (rupees twenty-five thousand) only against the PIO for violation of Sub Section-1 of Section -7 of the RTI Act, 2005. The PIO is also directed to submit the copy of the treasury challan penalty deposit to the Commission office.

The PIO also harassed mentally & physically to the Appellant by not co-operating him and refuse to furnish the information till the 3rd hearing. So, the PIO is also directed to compensate the appellant a sum of Rs. 5000/-(rupees five thousand) only for the monetary losses incurred during the to or fro journey expenses etc. The Commission also directed the PIO to furnish complete correct, readable & authentic information to the appellant on or before next date of hearing. And also he is directed to appear in person before the Commission in the next date of hearing Failing which the Sub-Section (2) of Section 20 shall be invoked against the PIO as per the RTI Act,2005.

The Commission fixed next date of haring on 10th April, 2024 at 2 PM.

Sd/-

(Khohey Thalley)

State Information Commissioner

APIC, Itanagar

Dated Itanagar, the 15th March, 2024

Memo.No.APIC-708/2023

Copy to:-

1. The EE-Cum-PIO, RWD, Daporijo Division, U/Subansiri District, Arunachal Pradesh for information and necessary action please.
2. FAA-Cum-The Chief Engineer, RWD Western Zone, Itanagar, P/Pare District, Govt. of Arunachal Pradesh for information and necessary action please.
3. Shri Riya Taram, C/o Hotel River View, Naharlagun, P/pare District for information please.
4. The Computer Programmer, for uploading on the Website of APIC, please.
5. Office Copy.

Registrar/Dy. Registrar
APIC, Itanagar

15/3/24
Arunachal Pradesh Information Commission
Itanagar