



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Beri Son, the SPIO –cum-DDSE, Govt. of A.P., Anjaw District, Arunachal Pradesh, PIN-792104

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 7th November, 2023. Shri Beri Son, the PIO –cum-DDSE Anjaw District and the Appellant Shri Nabam Tapak are present. The PIO brought some document claiming to be the remaining information during the hearing and furnished to the Appellant. The Appellant received the document and submitted that the information furnished against Sl.no. 3 is not satisfactory and appealed the Commission to direct the PIO to give information in AFFIDAVIT.

The Commission directed the PIO to give justifiable written statement in AFFIDAVIT for non-availability of newspaper cutting for the advertisement, the AFFIDAVIT must be signed before the Judicial Magistrate or Notary Public authority.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Beri Son, the SPIO –cum-DDSE, Govt. of A.P., Anjaw District, Arunachal Pradesh is 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 29 January, 2024

Memo No. APIC-356/2022/548

Copy to:

1. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
2. Case file.

Registrar /Dy. Registrar

Arunachal Pradesh Information Commission

Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar



**ARUNACHAL PRADESH INFORMATION COMMISSION
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No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Eto Ete, the SPIO –cum-DDSE, Govt. of A.P., Tezu, Lohit District, Arunachal Pradesh, PIN-791120.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Eto Ete, the SPIO –cum-DDSE, Govt. of A.P., Tezu, Lohit District, Arunachal Pradesh and the Appellant Shri Nabam Tapak is present. The PIO has submitted that he has brought all the authentication remaining information as per the direction fo the Commission made on 12th September, 2023 during the 7th hearing and has submitted reply of the Show Cause Notice. The Appellant received the document and submitted that the information furnished against Sl.no. 3 is not satisfactory and appealed the Commission to direct the PIO to give information in AFFIDAVIT. The PIO submitted that since it is contractual service only for three months, the department made only local advertisement and not in the newspaper.

The Commission directed the PIO to give justifiable written statement in AFFIDAVIT for non-availability of newspaper cutting for the advertisement, the AFFIDAVIT must be signed before the Judicial Magistrate or Notary Public authority.

Both the parties are directed to appear before the Commission's court in person on the next date of hearing. In case the SPIO fails to appear the Commission shall impose penal provision under section 20(1) of the RTI Act and if Appellant remains absent the Commission shall dispose of the case without any further notice, presuming that the Appellant has received the information and is satisfied with the same.

The next date of hearing is fixed on 2nd April, 2024 (Tuesday) at 1030 hrs.


Therefore, Shri Eto Ete, the SPIO –cum-DDSE, Govt. of A.P., Tezu, Lohit District, Arunachal Pradesh is 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

Memo No. APIC-356/2022/1549
Copy to:

Dated, Itanagar the 29 January, 2024

1. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
2. Case file.


Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
Itanagar
Arunachal Pradesh Information Commission



**ARUNACHAL PRADESH INFORMATION COMMISSION
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**BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION
COMMISSIONER**

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Tai Tader, the PIO –cum-DDSE, Govt. of A.P., Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN-791118.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Tai Tader, the SPIO –cum-DDSE, Govt. of A.P., Kurung Kumey District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant submitted that the information furnished against Sl.no. 3 is not satisfactory and appealed the Commission to direct the PIO to give information in AFFIDAVIT if newspaper cutting of the advertisement is not available or the advertisement is not circulated in the newspaper.

The Commission directed the PIO to give authenticated copy of newspaper cutting of the advertisement or give justifiable written statement in AFFIDAVIT for non-availability of newspaper cutting of the advertisement, the AFFIDAVIT must be signed before the Judicial Magistrate or Notary Public authority.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Tai Tader, the PIO –cum-DDSE, Govt. of A.P., Kurung Kumey District, Arunachal Pradesh is 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 29 January, 2024

Memo No. APIC-356/2022/548
Copy to:

1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by Shri Tai Tader, the PIO –cum-DDSE, Govt. of A.P., Kurung Kumey District, Arunachal Pradesh
2. The Deputy Commissioner, Govt. of A.P., Koloriang, Kurung Kumey District, Arunachal Pradesh, PIN-791118 to ensure compliance of Commission's direction by Shri Tai Tader, the PIO –cum-DDSE, Govt. of A.P., Kurung Kumey District, Arunachal Pradesh
3. Computer Programmer, APIC, Itanagar, to upload in APIC Website.
4. Case file.



Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
Deputy Registrar
Itanagar
Arunachal Pradesh Information Commission



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR

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

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Giogi Kaha, the SPIO –cum-DDSE, Govt. of A.P., Raga, Kamle District, Arunachal Pradesh, PIN-791120.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Giogi Kaha, the SPIO –cum-DDSE, Govt. of A.P., Kamle District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant submitted that the PIO has not complied with the direction of the Commission and has not furnished any information to him.

The Commission giving reasonable opportunity directs the PIO to give action taken report to the Commission within twenty eight days from the issue of this order. Failing which penalty shall be imposed on the PIO under section 20(1) of the RTI Act, 2005.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Giogi Kaha, the SPIO –cum-DDSE, Govt. of A.P., Kamle District, Arunachal Pradesh is 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

Memo No.APIC-356/2022/548

Dated, Itanagar the 29 January,2024

Copy to:

1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by Shri Giogi Kaha, the SPIO –cum-DDSE, Govt. of A.P., Kamle District, Arunachal Pradesh
2. The Deputy Commissioner, Govt. of A.P., Raga, Kamle District, Arunachal Pradesh, PIN-791120 to ensure compliance of Commission's direction by Shri Giogi Kaha, the SPIO –cum-DDSE, Govt. of A.P., Kamle District, Arunachal Pradesh
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4. Case file.


Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
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ITANAGAR**

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No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: The PIO –cum-DDSE, Govt. of A.P., Roing, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. The PIO –cum-DDSE, Govt. of A.P., Roing, Lower Dibang Valley District, Arunachal Pradesh absent. The Appellant Shri Nabam Tapak is present. During the 8th hearing the PIO has supplied document claiming to be the information sought by the Appellant. The Appellant received the same and appealed for the granting time for the verification. The Commission had given reasonable opportunity to go through and was directed to intimate his satisfaction or dissatisfaction to the Commission one week before the next date of hearing. But, the Appellant has not gone through till today's hearing. The appellant sought another one week time. The Commission cautioned that if the Appellant does not come prepared in the next date of hearing the case shall be disposed of and directed the Appellant to go through the information and intimate the Commission latest by 30th January, 2024. The absence so the PIO is viewed seriously and warned for penal action if he repeats the same in near further.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, The SPIO –cum-DDSE, Govt. of A.P., Lower Dibang Valley District, Arunachal Pradesh is 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 29 January, 2024

Memo No. APIC-356/2022/548

Copy to:

1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by PIO – cum-DDSE, Govt. of A.P., Roing, Lower Dibang Valley District, Arunachal Pradesh
2. The Deputy Commissioner, Govt. of A.P., Roing, Lower Dibang Valley District, Arunachal Pradesh, PIN-792110 to ensure compliance of Commission's direction by PIO –cum-DDSE, Govt. of A.P., Roing, Lower Dibang Valley District, Arunachal Pradesh
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Registrar /Dy. Registrar

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Arunachal Pradesh Information Commission
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BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION
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No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh, PIN- 791120.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant submitted that he has received some information related to PRT, TGT, PTT & PTI. But the PIO has not furnish the complete information.

The PIO was found absent on 7th & 8th hearing. The Commission giving reasonable opportunity had directed to **SHOW CAUSE** as to why maximum penalty should not be imposed on him under section 20(1) of the RTI Act, 2005 for repeated absenting and violation of the statutory duty. He was also directed to send his written submission along with all the supporting document upon which he chooses to reply during the hearing at least seven days prior to the actual date of hearing but the PIO remaining absent during the 9th hearing held today without any prior intimation to the Commission. Such act is unbecoming on the part of the SPIO and gross violation of the provisions of the Act.

The Commission hereby impose penalty of Rs. 25, 000/- (Rupees twenty five thousand) only on Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh for the gross violation of the provisions of the RTI Act 2005. The SPIO is directed to deposit the said penalty amount in favour of the Registrar, Arunachal Pradesh Information Commission, Itanagar through Treasury Challan in the Head of Account "0070-Other Administrative Charge". The penalty amount has to be deposited before 20th February, 2024 and has to produce the proof of depositing the amount through treasury challan along with all the information as sought for by the Appellant on the next date of hearing failing which additional action shall be initiated under Section 20(2) of the Act i.e. recommendation for disciplinary action and arrest warrant shall be issued under section 18(3)(a) of the RTI Act to compel the attendance of the SPIO in the court hearing.

Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the Appellant is found absent the case shall be disposed of without any further notice, presuming that the Appellant is satisfied with the information furnished by the SPIO.

The next date of hearing is fixed on 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh is 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 29 January, 2024

Memo No. APIC-356/2022/548

Copy to:

1. The FAA-cum-Director (Elementary Education), Govt. of A.P. Directorate of Elementary Education, Itanagar, Arunachal Pradesh, PIN-791111 to ensure attendance of Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri District, Arunachal Pradesh before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. Ziro, Lower Subansiri District, Arunachal Pradesh, PIN- 791120 to ensure attendance of Shri Tabia Chobin, the PIO –cum-DDSE, Govt. of A.P., Ziro, Lower Subansiri 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.
4. Case file.

Registrar /Dy. Registrar
Arunachal Pradesh Information Commission

Itanagar

Deputy Registrar
Arunachal Pradesh Information Commission



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant:

Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent:

The PIO -cum-DDSE, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh, PIN-791111.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. The PIO -cum-DDSE, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. During the last hearing the PIO was directed to furnish all the information with proper authentication and in case there are some information which are not available with the PIO, an AFFIDAVIT was to be furnished with justifiable reasons for non-availability of the documents signed before the Judicial Magistrate or Notary Public. The Appellant is not clear about what information were furnished and what information has not been furnished. The Commission cautioned the Appellant to come prepared in the court room. Since, the PIO is absent the commission could not get clarification from him. The will full absence of the PIO in performing the statutory duty is viewed seriously. The PIO is directed to give action taken report of the directions given during the 8h hearing within twenty days from the issue of this order, failing which the Commission shall be compelled to invoke penal action under section 20(1) of the RTI Act.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, The PIO –cum-DDSE, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh is 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 29 January, 2024

Memo No.APIC-356/2022/547

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1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by PIO – cum-DDSE, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh
2. The Deputy Commissioner, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh, PIN-791111 to ensure compliance of Commission's direction by PIO –cum-DDSE, Govt. of A.P., Capital Complex, Itanagar, Arunachal Pradesh
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Registrar /Dy. Registrar
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Arunachal Pradesh Information Commission
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ARUNACHAL PRADESH INFORMATION COMMISSION
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BEFORE THE COURT OF SHRI RINCHEN DORJEE, STATE CHIEF INFORMATION
COMMISSIONER

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Ms. Oyi Borang Tatak, the PIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh, PIN-791102.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Ms. Oyi Borang Tatak, the PIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant has submitted that he has not received information as directed by the Commission.

The Commission had viewed seriously the willful absence and non-performance of the statutory duties diligently by the PIO. The Commission giving reasonable opportunity directed Ms. Oyi Borang Tatak, the PIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh to Show cause as to why maximum penalty under the provisions of the RTI Act 2005 should not be imposed on her. The respondent is also directed to send her written submission along with all the supporting document upon which she chooses to reply during the hearing at least seven days prior to the actual date of hearing. The PIO is also directed to comply with the directions made on the 7th hearing held on 12/09/2023. But, the PIO remaining absent during the 9th hearing held today without any prior intimation to the Commission. Such act is unbecoming on the part of the SPIO and gross violation of the provisions of the Act.

The Commission hereby impose penalty of Rs. 25, 000/- (Rupees twenty five thousand) only the Ms. Oyi Borang Tatak, the SPIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh for the gross violation of the provisions of the RTI Act 2005. The PIO is directed to deposit the said penalty amount in favour of the Registrar, Arunachal Pradesh Information Commission, Itanagar through Treasury Challan in the Head of Account "0070-Other Administrative Charge". The penalty amount has to be deposited before 20th February, 2024 and has to produce the proof of depositing the amount through treasury challan along with all the information as sought for by the Appellant on the next date of hearing failing which additional action shall be initiated under Section 20(2) of the Act i.e. recommendation for disciplinary action and arrest warrant shall be issued under section 18(3)(a) of the RTI Act to compel the attendance of the SPIO in the court hearing.

Both the parties are directed to appear before the Commission's court on the next date of hearing without fail. If the Appellant is found absent the case shall be disposed of without any further notice, presuming that the Appellant is satisfied with the information furnished by the SPIO.

The next date of hearing is fixed on 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, the SPIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh is hereby summoned to appear before this Court in person on the scheduled date and time without fail.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
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Memo No.APIC-356/2022 / 548
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1. The FAA-cum-Director (Elementary Education), Govt. of A.P. Directorate of Elementary Education, Itanagar, Arunachal Pradesh, PIN-791111 to ensure attendance of Ms. Oyi Borang Tatak, the SPIO –cum-DDSE, Govt. of A.P., Boleng, Siang District, Arunachal Pradesh before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. Boleng, Siang District, Arunachal Pradesh, PIN-791102, to ensure attendance of Ms. Oyi Borang Tatak, the SPIO –cum-DDSE, Govt. of A.P., Boleng, Siang 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.
4. Case file.

Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
Itanagar
Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar



सत्यमेव जयते



ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR

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

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Daporijo, Upper Subansiri District, Arunachal Pradesh, PIN-791122.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Upper Subansiri District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant has submitted that he has been furnished with information for only Sl.no. 1 & 6 as sought at Form-A Dated 07/03/2022, remaining information has not been furnished.

The Commission directs the PIO to furnish remaining information to the Appellant within twenty eight days. Further, it is directed that in case some of the information are not available, the SPIO must furnish AFFIDAVIT mentioning the justifiable reasons for non-availability of the same. The AFFIDAVITI must be signed before the judicial magistrate or Notary Public. On compliance of the directions both the parties are directed to inform the Commission in advance. The court is adjourned to next date of hearing.

The Commission viewed seriously the willful absence and non-performance of the statutory duties diligently by the SPIO. The Commission in view of the facts, hereby **directs Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Upper Subansiri District, Arunachal Pradesh to Show cause as to why maximum penalty under the provisions of the RTI Act 2005 should not be imposed on him.** The respondent is also directed to send his written submission along with all the supporting document upon which he chooses to reply during the hearing at least seven days prior to the actual date of hearing. Further, the SPIO is directed to comply with the directions made on the 7th hearing held on 12/09/2023.

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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Upper Subansiri District, Arunachal Pradesh, is 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

Memo No.APIC-356/2022/548

Dated, Itanagar the 29 January, 2024

Copy to:

1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Upper Subansiri District, Arunachal Pradesh
2. The Deputy Commissioner, Govt. of A.P., Daporijo, Upper Subansiri District, Arunachal Pradesh, PIN-791122 to ensure compliance of Commission's direction by Shri Pokter Rime, the SPIO –cum-DDSE, Govt. of A.P., Upper Subansiri District, Arunachal Pradesh
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Registrar /Dy. Registrar
Arunachal Pradesh Information Commission
Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar
Itanagar



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**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-356/2022

Dated, Itanagar the 23rd January, 2024

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

Appellant: Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh. PIN-791109

Vs

Respondent: Shri Duken Kato, the SPIO-cum-DDSE, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh, PIN-791001.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Nabam Tapak, Lekhi Village, Near Iconic Dealer, PO/PS Nirjuli, Papum Pare District, Arunachal Pradesh for non-furnishing of information by The PIO-cum-Dy State Project Director, Govt. of A.P., SAMAGRA SHIKSHA / ISSE ,RMSA, Itanagar, P/Pare District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 on 07/03/2022 regarding the details of appointment orders of PTI & PTI Grade-II, PTT, PET, PRT, TGT.

The 9th hearing is held today on 23rd January, 2024. Shri Duken Kato, the SPIO-cum-DDSE, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh is absent. The Appellant Shri Nabam Tapak is present. The Appellant submitted that he has not yet received the DIET certificate of the selected candidates.

The PIO was contacted through telephone, the PIO submitted that he has not received the summon letter so he could not appear in the hearing. The Commission again directed the SPIO to furnish DIET certificates of all the selected candidate to the Appellant within twenty eight (28) days from the issue of this order. The respondent agreed to do so. Further, it is directed that in case some of the information are not available, the SPIO must furnish AFFIDAVIT mentioning the justifiable reasons for non-availability of the same. The AFFIDAVTI must be signed before the judicial magistrate or Notary Public. On compliance of the directions both the parties are directed to inform the Commission in advance. The court is adjourned to next 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 2nd April, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Duken Kato, the SPIO-cum-DDSE, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh is 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

Memo No.APIC-356/2022/548

Dated, Itanagar the 29 January,2024

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1. The FAA-cum-Director (Elementary & School Education), Govt. of A.P., Directorate of Elementary & School Education, Itanagar, PIN-791111 to ensure compliance of Commission's direction by Shri Duken Kato, the SPIO-cum-DDSE, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh ,
2. The Deputy Commissioner, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh, PIN-791001 to ensure compliance of Commission's direction by Shri Duken Kato, the SPIO-cum-DDSE, Govt. of A.P., Aalo, West Siang District, Arunachal Pradesh ,
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