



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

**BEFORE THE FULL BENCH COURT OF STATE INFORMATION
COMMISSIONERS**

No.APIC-767/2023

Dated, Itanagar the 26th March, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Chow Tasina Namchoom, Vill-Manfaiseng, PO-Nanam Shyam-1, PS-Namsai, District Namsai, Arunachal Pradesh, PIN-792103, (M) 986301036/8798757778.

Vs

Respondent: Shri Misa Gamlin, the PIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang District, Arunachal Pradesh, PIN- 792056.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Chow Tasina Namchoom, Vill-Manfaiseng, PO-Nanam Shyam-1, PS-Namsai, District Namsai, Arunachal Pradesh, for non-furnishing of information by the SPIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang District, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 05/06/2023 regarding Details of all the relevant information regarding execution of Mahatma Gandhi national rural Employment Guarantee Act (MGNREGA) at Bordumsa Circle.

The 2nd hearing is held today on 26th March, 2024 as scheduled. Shri Misa Gamlin, the PIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang District, Arunachal Pradesh is absent. The Appellant Shri Chow Tasina Namchoom alone is present. The Appellant has submitted that he has received certain information but some of the documents are not authenticated. Remaining information like; *Expenditure on Non-Wages component, financial statement, material procurement by the department, details of NIT, and, Photograph of the works along with geo-tag coordination are yet to be furnished.*

The PIO is directed to furnish authenticated remaining information as above pointed out by the appellant and to authenticate the information which has been provided but not authenticated within 28(twenty eight) days from the date of issue of this. The appellant is also directed to visit the office of the PIO to collect remaining the information and get authenticated the information which are not authenticated.

The Commission viewed seriously the absence of the PIO without any prior intimation to the Commission and willful absence from performing the statutory duty. In view of the facts and circumstances, the PIO is hereby given last and final reasonable opportunity to furnish all the available correct and authenticated information to the Appellant and also **directs Shri Misa Gamlin, the PIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang District, Arunachal Pradesh to SHOW CASUE as to why maximum penalty 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.

Both the parties are directed to appear before the Commission's court in persons 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 satisfied with the same.

The next date of hearing is fixed on 21st May, 2024 (Tuesday) at 1030 hrs.

Therefore, Shri Misa Gamlin, the SPIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang 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-767/2023/946
Copy to:

Dated, Itanagar the 28 March, 2024

1. The FAA-cum-Project Director, DRD, Govt. of A.P. Changlang, Rural Development, Department, Changlang District, Arunachal Pradesh, PIN-792056, to ensure attendance of Shri Misa Gamlin, the SPIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang District, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P., Changlang District, Arunachal Pradesh, PIN-792056, to ensure attendance of Shri Misa Gamlin, the SPIO-cum-BDO, Govt. of A.P., Bordumsa Division, Changlang 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