



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

BEFORE THE FULL BENCH COURT OF STATE INFORMATION COMMISSIONERS

No.APIC-624/2023

Dated, Itanagar the 26th March, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Khunkam Pansa, Village-Wakka, PO/PS-Wakka, District-Longding, Arunachal Pradesh, PIN-792131, (M) 8730008932.

Vs

Respondent: The SPIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, Arunachal Pradesh, PIN-792131,

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Khunkam Pansa, Village-Wakka, PO/PS-Wakka, District-Longding, Arunachal Pradesh for non-furnishing of information by the SPIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 01/05/2023 regarding **C/o District Hospital in Longding District.**

The 3rd hearing is held today on 26th March, 2024 as scheduled. Shri Bomyem Tayeng, the PIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, Arunachal Pradesh is absent. The Appellant Shri Khunkam Pansa is present. The appellant has submitted that he has not been furnished with complete information and information so furnished are not authenticated. He also informed that he has visited office of the PIO several times but he always failed to meet the PIO as the PIO was not present in the office. The appellant submitted a list of remaining information to be furnished by the PIO.

The Commission directs the PIO to furnish the remaining information at **Sl.no. 4, 11, 12, 14, 16, 17, and, 18** of Form-A Dated 01/05/2023 as sought by the appellant within 28 (twenty eight) days from the date of issue of this order directly to the appellant with an intimation to the Commission. The information already furnished are to be authenticated with seal and signature. The appellant is directed to get the authentication from the PIO and collect the remaining information.

The PIO is absent without any prior intimation to the commission. Having observed the gross violation of the RTI Act in the matter and failure to comply with the directions of the Commission, it decides to initiate actions under section 20(1) of the RTI Act 2005 and directs the respondent Shri Bomyem Tayeng, the SPIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, Arunachal Pradesh, to appear before the Commission in person on the next date of hearing to **SHOW CAUSE** as to why penalty should not be imposed on him under section 20(1) RTI Act 2005 and respondent is also directed to send his written submission along with the supporting documents upon which he chooses to reply during the hearing to the Commission at least seven days prior to the actual 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 PIO 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 16th May, 2024 (Thursday) at 02:00PM.

Therefore, Shri Bomyem Tayeng, the PIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, 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-624/2023/951

Dated, Itanagar the 28th March, 2024

Copy to:

1. The Chief Engineer(RWD)-cum-FAA, Govt. of A.P. Office of the Chief Engineer (RWD) Eastern Zone, Itanagar, PIN-79111, to ensure attendance of Shri Bomyem Tayeng, the PIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, Arunachal Pradesh, before the Hon'ble Court of State Chief Information Commissioner, APIC, Itanagar.
2. The Deputy Commissioner, Govt. of A.P. O/o the Deputy Commissioner, Longding, Longding District, Arunachal Pradesh, PIN-792131, to ensure attendance of Shri Bomyem Tayeng, the PIO-cum-EE(RWD), Govt. of A.P. Longding, District-Longding, 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

Deputy Registrar

Arunachal Pradesh Information Commission
Itanagar