



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR.**

An Appeal Case U/S 19(3) of RTI Act, 2005

Case No. APIC- 764/2025.

**APPELLANT
RESPONDENT**

: Shri Tatung Tai, Jullang, Itanagar.

: The PIO, o/o the Dy. Commissioner Palin, Kra Daadi District (A.P)

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Tatung Tai for non-furnishing of below mentioned information by the PIO, o/o the Dy. Commissioner Palin, Kra Daadi District (A.P) as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 27.06.2025:

A) Particular of information: c/o Road From km 55.725 to km 113.250 (package-3) of Huri Taliha section of NH-913 (Frontier Highway) to intermediate lane on EPC mode in the state of Arunachal Pradesh (Jurisdiction Tungmar village under Tali Circle, Kra Daadi District).

B) Details of information required:

1. Furnish the chainage Number (Killo meter) under the jurisdiction of Tungmar village under Tali Circle.
2. Furnish the list of total number land affected families under Tungmar village of above road project.
3. Furnish details measurement of community land of Tungmar village under Tali Circle of above road project.
4. Furnish the details compensation paid to community land of Tungmar village of above road project.
5. Furnish the details compensation paid to individual land affected person of Tungmar village of above project.
6. Furnish the details rate of land compensation of community land of Tungmar village under Tali circle of above highway project.
7. Furnish the details rate of plantation damage compensation of Tungmar village under Tali Circle of above highway projects.
8. Furnish the list of plantation damaged within the community land of Tungmar village of above project.
9. Furnish the details mode of payment (Cheque leaf counter foil/PFMS/Bank transfer) disbursed to land affected persons of Tungmar village under Tali Circle.
10. Furnish any authorized letter from the land affected family members for payment of land compensation in a single account.

C) Period for which information: 2024-2025.

Brief facts emerging from the appeal:

Records emerging from the appeal disclose that the Appellant, Shri Tatung Tai, had requested the PIO for the aforementioned information / documents in response to which the the PIO vide his letter dt. 05.09.2025 replied and furnished the sought for information to appellant, the extract of which is reproduced below.

"Sir,

With reference to your above-cited RTI application, the following point-wise reply is furnished after examining the request under the RTI Act, 2005 and applicable exemption clauses:

Point-wise Response:

1. Furnish the Chainage Number (KM) under the jurisdiction of Tungmar Village under Tali circle.

The community land of Tungmar village I & II is recorded from 91+550 KM to 100+100 KM

2. Furnish the List of total number of land-affected families under Tungmar Village of above road projects.

The above chainage recorded as Community Land of Tungmar I & II; no Individual names were recorded.

3. Furnish details measurement of Community land details of Tungmar village under Tali Circle of above Road project.

Total Length-8.550 KM

Area- 324200 Sqm

4. Furnish the details Compensation paid to the Community land of Tungmar Village of above project.

Not furnished. Personal details of beneficiaries are protected under Section 8(1)(j) of the RTI Act, unless the applicant is seeking their own data or demonstrates overriding Public interest.

Copy of Minutes of Meeting enclosed as Annexure-I.

5. Furnish the details Compensation paid to individual land affected person of Tungmar village of above project.

The total compensation amount of Tungmar Village has been paid in the name of the Tatung Taga, Chairman, Tungmar Community land.

6. Furnish the details rate of land compensation of community land of Tungmar village under Tali circle of above highway project.

Rate notified by competent authority enclosed as Annexure-II.

7. Furnish the details rate of plantation damage compensation of community land of Tungmar village under Tali circle of above highway project.

Rate notified by competent authority enclosed as Annexure-III.

8. Furnish the List of plantation damages compensation of Tungmar village under Tali circle of above highway project.

Timber A Class 6ft Dia, 5ft Dia, 4ft Dia, 3ft Dia

Timber B Class 6ft Dia, 5ft Dia, 4ft Dia

Ordinary Trees (1-5 years, 3-4ft Dia / 1.5-2ft Dia; 5-12 years, 5-6ft Dia / 2.5-3ft Dia)

Fruit-bearing & local species: Tayi (Bola) mature, Tahing, Meebui, Sanglom (Doona), Kura, Taanik, Hollock mature, Gamrang, Baalam, Pukro mature, Boogi-Pooma mature, Sangyap, Sangrui (Jutli) mature, Tassey, Sangchar (above 15 years, fruiting), Taaram mature.

9. Furnish the details of mode of payment (cheque Leaf counter Foil/PFMS/Bank Transfer) disbursed to land affected persons of Tungmar Village under Tali circle.

The payment was made through Account Payee Cheques.

Copy of cheque leaves, PFMS statements or counterfoils not furnished protected under Section 8(1)(j).

10. Furnish any authorised letter from the Land affected family members for payment of land compensation in a single account.

The authorization letter is enclosed as Annexure- IV.

Additional Clarification:

This RTI reply adheres to guidelines issued by the Secretary, Land Management (Circular No. Secy (LM)-06/2021 dated 15/03/2021), which restricts dissemination of land acquisition records and personal information due to national security and privacy concerns.

You may, however, approach this office in person during working hours if you wish to inspect or verify your own records.

Further, due to administrative work load, there has been some delay in furnishing this reply, which is sincerely regretted.

Sd/-

(Podum Taku) DLRSO-cum-PIO"

Records, however, does not disclose as to whether the appellant had approached the First Appellate Authority (F.A.A), the D.C under section 19(1) of the RTI Act and whether or not the FAA had considered the appeal as required.

Be that as it may, the appellant dissatisfied with the reply of the PIO, preferred 2nd appeal before this Commission under section 19 (3) of the RTI Act. 2005 vide their Memo of appeal dt. 09.10.2025.

Hearing and decision:

The appeal is, accordingly, listed today on 06.02.2026 wherein the appellant, Shri Tatung Tai, accompanied by an Advocate, Shri Niabin Soki is present in person while the PIO is represented by Shri Jumdo Karbak, Mandal.

Heard the parties.

The representative of the PIO reiterating the replies of the PIO as furnished to the appellant vide letter dt.05.09.2025, submitted that the appellant has already been furnished the requested information/replies adequately. However, the appellant submitted that the replies furnished by the PIO are incomplete and not satisfactory.

This Commission perused the replies /information furnished by the o/o the PIO and the findings/observation of the Commission are as under:

| Query No | Findings/observations |
|----------------|--|
| 1,2,3,6,7 & 10 | Replies furnished warranting no further adjudication. |
| 4 & 5 | Query No.5 is repetition of query No.4. However the reply/explanation of the PIO that the information (details of compensation paid to community land of Tungmar Village) is exempted/protected under section 8 (1)(j) of the RTI Act is misplaced and not acceptable in as much as the project in question against which the information has been sought is a |

| | |
|----------------|---|
| 4 & 5 (contd.) | public project involving public (Govt.) money. <u>The requested information is, therefore, not exempted under section 8(1)(j) of the RTI Act as contended and has to be disclosed.</u> |
| 8 | The query pertains to list of plantation damages while the reply is about various classes of timbers with age and various fruit trees. <u>The reply, therefore, is not specific which needs to be revised as per the query.</u> |
| 9 | The reply to this query is also found to be similar to the reply to query No.4. Hence, the same findings/observation. <u>The requested information, therefore, has be furnished.</u> |

This Commission, in the light of above findings/observation, therefore, directs the PIO to furnish the replies to the query numbers 4,5,8 & 9 to the appellant within 2(two) weeks from the date of receipt of this order and the appellant shall, within 1(one) week, thereafter, intimate this Commission of the receipt of the same failing which this appeal shall stand disposed of and closed. It is also made clear that if the PIO does not hold any of the above information/documents in his custody/record, he shall furnish an affidavit to that effect as mandated under section-18(3)(c) of the RTI Act, 2005 and under rule-5(vi) of the AP Information Commission (Appeal Procedure) Rules, 2005

Given under my hand and seal of this Commission on this 6th February, 2026.

Sd/-
(S. TSERING BAPPU)
State Information Commissioner,
APIC, Itanagar.

Memo No. APIC-764/2025 / 57 Dated Itanagar, the 10 Feb., 2026

Copy to:

1. The Deputy Commissioner Palin, Kra Daadi District (A.P), the First Appellate Authority for information and ensuring compliance by the PIO.
2. The PIO, o/o the Dy. Commissioner Kra Daadi District (A.P) PIN:791118 for information and compliance.
3. Shri Tatung Tai, Jullang, Itanagar PIN: 791110 Contact No. 9774195330 for information.
- ✓ 4. The Computer Programmer/Computer Operator for uploading on the website of APIC, please.
5. Office Copy.
6. S/Copy.

P. S. S. S. S.
Registrar/ Deputy Registrar
APIC, Itanagar.
Deputy Registrar
Andhra Pradesh Information Commission
Itanagar