



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-932/2023

Dated, Itanagar the 21st May, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Nima Sangcho, Polo-colony, GK apartment, Naharlagun Arunachal Pradesh, PIN-791110, (M)8414895035.

Vs

Respondent: The PIO-cum-DFO, Bomdila Forest Division, Upper Gonpa, Near DC Bungalow Bomdila, Private Quarter Bomdila, District West Kameng Arunachal Pradesh, PIN-790001.

Date of Hearing:- 21/05/2024

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Nima Sangcho, Polo-colony, GK apartment, Naharlagun Arunachal Pradesh, for non-furnishing of information by the PIO-cum-DFO, Bomdila Forest Division, Upper Gonpa, Near DC Bungalow Bomdila, Private Quarter Bomdila, District West Kameng Arunachal Pradesh as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 13/06/2023 regarding CA NPV, CAT PLAN.

The 2nd hearing is held today on 21st May, 2024 as scheduled. The PIO-Cum-DFO, Bomdila Forest Division, Upper Gonpa, Near DC Bungalow Bomdila, Private Quarter Bomdila, District West Kameng Arunachal Pradesh and the Appellant Shri Nima Sangcho are found absent. The Commission observes that willful absence of the PIO is disrespect to the law made by the Parliament and gross violation of the provisions of RTI Act, 2005. He has also completely failed to comply with the directions of the Commission.

During the 1st hearing held on 7th May' 2024, it was clearly mentioned that if failed to attend the next date of the court hearing, the Commission shall initiate penal action as per the provision of under Section 20 (1) of the RTI Act, 2005 against the PIO and in case if appellant found absent the case shall be disposed of without any further notice presuming that the Appellant is satisfied with the information so furnished. The Appellant is found absent today; hence it is presumed that he is not interested with the information.

The case is disposed off, and it is remanded to the First Appellate Authority (FAA) for its proper hearing and pass speaking order on merit. The case will be heard by the Commission on it appeal, if the appellant is not satisfied or aggrieved by the order of the First Appellate Authority (FAA). The Appellant is at his liberty to file fresh appeal mentioning the reasons for non-compliance of the directions of the Commission by the PIO under such circumstances the Commission shall initiate action against the PIO.

Hence, the case is disposed of

N.B: - PIO and Appellant can also avail online mode of hearing by downloading "Webex App" from Google Play store and may contact **Shri Himanshu Verma** at **Mob:- 8878891768** for further technical assistance.

Order copies be issued to all the parties.

Sd/-


(Rinchen Dorjee)
State Chief Information Commissioner
Arunachal Pradesh Information Commission
Itanagar

Dated, Itanagar the 22 May, 2024

Memo No.APIC-932/2023/1603

Copy to:

1. The FAA-cum-Chief Conservator of Forest, Western Circle Banderdewa, Arunachal Pradesh, PIN-79112 for information and needful action.
2. The Deputy Commissioner, Govt. of A.P. Bomdila, West Kameng, Arunachal Pradesh, PIN-790001 for information.
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