



ARUNACHAL PRADESH INFORMATION COMMISSION (APIC)
ITANAGAR

(Before the Hon'ble Information Commissioner Mr Dani Gamboo)

AN APPEAL UNDER SECTION 19 (3) OF RTI ACT, 2005.

APIC-No. 331/2023(Appeal)

Shri Olik Panor & Party
Polo Colony, Naharlagun
PO/PS: Naharlagun
Papumpare Dist. A.P
Pin: 791110
(M) 8259905992

Appellant

Versus

1)The PIO cum Deputy Director
o/o the Directorate of Panchayat Raj
(PR) Itanagar
Papumapre District
Arunachal Pradesh.
Pin: 791111

Respondent

2)The FAA-cum-Director
Panchayat Raj (PR) Deptt.
Govt. of A.P Itanagar
Papumapre District
Arunachal Pradesh.
Pin: 791111

Date of hearing: 01.04.2024

Respondent PIO cum Deputy Director in the o/o Directorate of Panchayat Raj, Itanagar Shri Nabam Rajesh appeared. FAA cum Director of Panchayat Raj Govt. of AP did not appear. Appellant Shri Olik Panor absent.

Heard the parties present.

The appellant filed an RTI application dated 24.01.2023 seeking information regarding the fund allocation of 14th and 15th finance commission grant for all village of Kurung Kumey District, AP. The PIO has stated that the information sought

pertains to the DPDO, Koloriang and he has written a letter to DPDO Koloriang vide memo no. PR-RTI/273/2023/7037 dated 27.02.2023. The DPDO, Koloriang in turn written letter to the Member Secretary, Sangram / Nyapin / Lower Koloriang / Upper Koloriang / Damin / Parsiparlo / Sarli / Passang / Polosang and Paniasang Zila segment, Kurung Kumey District undwr memo no. KK/PR/RTI-101-2010(Pt-II) dated 28.03.2022 (here in this date the year 2022 appears to be not correct.

The appellant then filed first appeal on 10.03.2023 to the FAA cum Director of Panchayati Raj, GoAP. There is no record of any response from the FAA.

Feeling aggrieved the appellant approached the commission with this instant second appeal dated 10.04.2023 albeit before 90 days from the date of filing first appeal.

On perusal of the records of correspondence it is observed as to how the fund flow under 14 and 15 finance commission would be available with respective Member Secretaries of the Zila Segments only without a nodal department in the state level. It is not clear as to whether the applicant in Form "A" has got the information from Member Secretaries of respective Zila segments as initiated by PIO of o/o Director of Panchayat Raj Department and DPDO, Koloriang as there is no record of any action taken by the FAA. It is also observed that the appellant has filed the 2nd appeal to the commission without waiting 90 days from the date of filing first appeal

First Appellate Authority (FAA) cum Director of Panchayat GoAP Itanagar is ordered to conduct hearing by summoning both PIO in the o/o the Director Panchayat & DPDO Koloriang and the Appellant. Pass an appropriate order in the form of speaking order within 45 days from the date of issue of this order to disposed of the case as required at serial no. 38 of the guide for FAA under sub sections (4) and (5) of section 5 of the Right to Information Act 2005 clarified by memorandum No. AR-111/2008 dated 21.08.2008, Deptt. of AR, GoAP.

In any case the PIO does not implement the order passed by the appellate authority, he should bring the matter to the notice of the officer in the public authority competent to take action against the concerned PIO.

The appeal case is closed in the commission with liberty of the appellant to file afresh an appeal if aggrieved by the decision of FAA.

Furnish copies to the parties.

Sd/-
(Dani Gamboo)
Information Commissioner

Memo No.APIC-331/2023/1006
Copy to:

Dated Itanagar the ...9.. April 2024

1. The FAA-cum-Director of Panchayat Raj (PR), Govt. of A.P Itanagar, Arunachal Pradesh : 791111
2. The PIO cum Deputy Director o/o the Directorate of Panchayat Raj (PR), Itanagar, Papumapre District, Arunachal Pradesh : 791111
3. Shri Olik Panor & Party, Polo Colony, Naharlagun, PO/PS: Naharlagun, Papumpare Dist. A.P (M) 8259905992, Pin: 791110
4. Computer Programmer, Itanagar, APIC, to upload in APIC, website.
5. Office copy.

Registrar

APIC, Itanagar

Registrar
Arunachal Pradesh Information Commission
Itanagar.