



**ARUNACHAL PRADESH INFORMATION COMMISSION
ITANAGAR**

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

No.APIC-1107/2023

Dated, Itanagar the 30th May, 2024

Appeal Under Section 19(3) RTI Act, 2005

Appellant: Shri Achemso Chikro, C/o Mow and Associates, Kumar Mihu Apartment, Near Kidzee, Niti Vihar, Itanagar, Arunachal Pradesh, PIN-791111, (M) 9366151933.

Vs

Respondent: The Public Information Officer (PIO) Govt. of A.P. O/o the Deputy Commissioner, Hawaii, Anjaw District, Arunachal Pradesh, PIN-792104.

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 filed by Shri Achemso Chikro, C/o Mow and Associates, Kumar Mihu Apartment, Near Kidzee, Niti Vihar, Itanagar, Arunachal Pradesh, for non-furnishing of information by the Public Information Officer (PIO) Govt. of A.P. O/o the Deputy Commissioner, Hawaii, Anjaw District, Arunachal Pradesh, as sought by the Appellant under section 6(1) of RTI Act, 2005 vide Form-A Dated 01/07/2023 regarding detail of land acquisition and land compensation related to land at Kibitho occupied by ITBP.

The 1st hearing is held today on 30th May, 2024 as scheduled. Shri Atin Padung, (APCS), The Public Information Officer (PIO) Govt. of A.P. O/o the Deputy Commissioner, Hawaii, Anjaw District, Arunachal Pradesh is absent. However, he has submitted a letter No. NIL Dated 09/05/2024 stating his inability to attend the hearing and appealing the commission to re-schedule the date of hearing. The Appellant Shri Achemso Chikro is represented by Shri Handi Miso. The representative of the Appellant has submitted that the PIO has not furnished any information as sought for by the Appellant. He further submitted that the PIO has furnished a copy of Circular, "Memo No. Secy (LM)-06/2021/10 Dated Itanagar the 15th March, 2021 stating that they have received a letter Dated March 01, 2021 from the Director General of Police, Arunachal Pradesh, Itanagar regarding, activities of Enemy Intl Operatives trying to gather information and instructing not to share sensitive Govt documents / papers and not release information through RTI for national security".

The Commission after going through the records available and submission made by the representative it is found that the matter has not been heard by First Appellate Authority (FAA) which is mandatory under the RTI Act, 2005.

Therefore, the appeal case is remanded to the FAA with the direction to summon both the parties within 30(thirty) days from the issue of this order. Give equal and fair opportunities of being heard in the interest of the natural justice and pass speaking orders on merit. The Appellant is at his liberty to file fresh appeal to the Commission if he is aggrieved or not satisfied with the decision of the FAA.

Therefore, the case is hereby closed and disposed of.

Order copies be issued to all the parties.

Sd/-

(Rinchen Dorjee)

State Chief Information Commissioner
Arunachal Pradesh Information Commission
Itanagar

Memo No.APIC-1107/2023/20

Dated, Itanagar the 31 May, 2024

Copy to:

1. The Director, Govt. of A.P. o/o the Land Management Department, Itanagar, Arunachal Pradesh, PIN-791111 for information and necessary action please.
2. The FAA-cum-Deputy Commissioner, Govt. of A.P. Hawaii, Anjaw District, Arunachal Pradesh, PIN-792104 for information and necessary action please.
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