



ARUNACHAL PRADESH INFORMATION COMMISSION
TANAGAR.

An Appeal Case U/S 19(3) of RTI Act, 2005
No. APIC- 271/2024.

APPELLANT

: Shri Toko Nikam, Advocate, State General Secretary, AAP (A.P), Opp. Forest Nursery, 3rd Floor Nikia Complex, Papu-nallah, Naharlagun.

RESPONDENT

: The PIO, o/o the CMD, Hydro Power Development Corporation of Arunachal Pradesh Ltd. Itanagar (A.P).

ORDER

This is an appeal under Section 19(3) of RTI Act, 2005 received from Shri Toko Nikam, Advocate for non-furnishing of information by the PIO o/o the Executive Engineer, Hydro Power Division, Lower Subansiri District, Ziro as sought for by him under section 6(1) (Form-A) of RTI Act, 2005 vide his application dated 27.02.2024

Facts of the case:

The appellant, vide his application dt. 27.02.2024 addressed to the PIO, o/o the Executive Engineer, Hydro Power Division, Lower Subansiri District, Ziro, Shri Toko Nikam had requested for 8(eight) point information regarding the construction of Joram-Koloriang TAH road to War Memorial of Martyrs. In response to the said application, the Executive Engineer and the PIO o/o the EE, Hydro Power Division, Ziro, vide his letter dt.25.05.2024, forwarded the application to the PIO o/o the CMD, Hydro Power Development Corporation of Arunachal Pradesh Ltd. (HPDCAP Ltd), Itanagar for furnishing the sought for information to the appellant stating that the information asked for is related to the HPDCAPL. This letter was followed by another letter dt.27.05.2024 by the Public Information Officer o/o the S.E, Subansiri Basin, DHPD, Ziro (A.P) addressed to the appellant intimating that the information sought for by him pertains to the HPDCAP Ltd..

Records further reveal that having failed to obtain the sought for information from the PIO, o/o the CMD, HPDCAPL, the appellant filed 1st appeal before the CMD, HPDCAPL, the First Appellate Authority (FAA) under section 19(1) of the RTI Act vide his memo of appeal dt.15.07.2024 followed by a reminder letter dt.27.08.2024 to the FAA requesting for consideration and disposal of his appeal within 10 days. But there was no response from the FAA, hence, this 2nd appeal before this Commission under section 19(3) of the Act vide his memo of appeal dt.14.10.2024.

Hearing and decision:

This appeal was accordingly heard on 29.11.2024 wherein the appellant was present but the PIO did not turn up. This Commission heard the appellant who reiterated his demand for the information he has sought from the PIO and pleaded this Commission for an appropriate direction to the PIO concerned, o/o the CMD, HPDCAPL to furnish the information.

This Commission, upon careful consideration of the records placed by the appellant and upon hearing the appellant, directed the PIO, o/o the CMD, HPDCAPL to furnish the information sought for by the appellant as were found not exempted under any of the clauses of section 8 of the RTI Act, 2005 within 4 weeks from the date of receipt of the order this Commission and also directed the appellant to report his satisfaction or otherwise to this Commission on or before the next date of hearing which is fixed on 10.01.2025 (Friday) 2 pm.

This Commission is now in receipt of letter dt.03.01.2025 from the PIO, HPDCAPL, Itanagar, Shri Nabam Yanam intimating that the information sought for by the appellant has since been furnished to the appellant who has expressed his satisfaction therewith and that in view thereof the appellant has no objection to the closure of the appeal.

This Commission records herein that the appellant has also put in his signature on the body of the said letter of the PIO which this Commission hereby takes as his acknowledgement of the receipt of the information from the PIO.

In the premises as above, this appeal warrants no further consideration and accordingly stands disposed off and closed and consequently, the hearing of this appeal fixed on 10.01.2025 stands cancelled.


Given under my hand and seal of this Commission on this 6th January, 2025.

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

Memo No. APIC-271/2024/ 389 Dated Itanagar, the 7 January, 2025

Copy to:

1. The FAA, the CMD, Hydro Power Development Corporation of Arunachal Pradesh Ltd.(HPDCAP Ltd), Itanagar for information.
2. The PIO, o/o the CMD, Hydro Power Development Corporation of Arunachal Pradesh Ltd.(HPDCAP Ltd), Itanagar for information.
3. The PIO o/o the Executive Engineer, Hydro Power Division, Lower Subansiri District, Ziro (A.P) for information.
4. Advocate Shri Toko Nikam, State General Secretary. AAP (AP), opp. Forest Nursery, 3rdFloor, Nikia Complex, Papunallah, Naharlagun Mobile No. 8259069735/9615243374 PIN: 791110 for information.
5. The Computer Programmer/Computer Operator for uploading on the Website of APIC, please.
Office copy.
6. S/Copy.


Registrar/ Deputy Registrar
APIC, Itanagar
Deputy Registrar
Arunachal Pradesh Information Commission
Itanagar